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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES,

OF THE

STATE OF MISSISSIPPI,

AT THEIR

FIFTEENTH SESSION,

HELD IN THE

TOWN OF JACKSON.

PUBLISHED BY AUTHORITY.

JACKSON:

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1831.

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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES,

BEGUN and held at the State House of the State of Mississippi, in the town of Jackson, on Monday, the twenty-first day of November, in the year of our Lord, one thousand eight hundred and thirty-one, and fifty-sixth year of the Independence of the United States of North America: it being the Fifteenth Session of the Legislature of the State, held under the Constitution, and form of government thereof.

On which day, being the day appointed by law, and place of meeting of the General Assembly of said State, and a quorum of members appearing:

On motion of Mr. Lewis,

Mr. Green was called to the chair, who proceeded to organize the House, according to the provisions of the Statute.

Whereupon,

He administered the oath prescribed in the Constitution to the members present, who produced their credentials, viz:

From the County of Adams, John F. H. Claiborne, Adam L. Bingaman, Amite, Edmund Smith, David Peble.

Claiborne, Benjamin F. Stockton, James H. Maury.

Copiah, Daniel B. Egan, Seth Granberry.

Covington, Morgan McAfee.

Franklin, Richard W. Webber.

Green, David McRae,

Hinds, Jeremiah Conant, James Scott.

Jackson, John McDonald.

Jefferson, Armstead B. Bradford, John L. Irwin.

Jones, Samuel Ellis.

Lawrence, Samuel Benson, George Granberry.

Löwndes, Tilman M. Tucker.

Marion, William M. Rankin.

Perry, George D. Gaines.

Pike, John Gwin, Franklin Love.

Rankin, Thomas J. Coffee.

Simpson, Frederick Carr.

Warren, Gibeon Gibson.

Washington, Claudius Gibson.

Wayne, John A. Edwards.

Wilkinson, M. F. DeGraffenreid; George H. Gordon

Yazoo, Richard Sparks, William W. Walton.

And, under the provisions of the statute aforesaid, Mr. DeGraffenreid administered the same oath to Mr. Green, the member from Madison county.

On motion of Mr. Claiborne,

Resolved, That the House proceed to the election of Speaker to the House.

Whereupon,

Messrs. Irwin and Webber were appointed tellers.

On counting the ballots, it appeared that M. F. DeGraffenreid had thirty-one votes, and Charles B. Green three votes.

Whereupon,

The Chairman announced that M. F. DeGraffenreid, a member from the County of Wilkinson, was duly elected; who being conducted to the Chair, addressed the House upon the subject of his appointment, and proceeded to the discharge of his official duties.

On motion of Mr. Conant,

The House proceeded to the election of Clerk to the House; and

Upon counting the ballots, it appeared that John H. Mallory was unanimously elected; who having taken the oath required, took his seat at the Clerk's table.

On motion of Mr. Conant,

The House proceeded to elect a Door Keeper to the House; and

Upon counting the ballots, it appeared that Lewis Whitesides had thirty votes, and Lewis McElmurry had four votes.

Whereupon,

Mr. Speaker announced that Lewis Whitesides was duly elected Door Keeper for the House of Representatives for the present session; who gave his attendance accordingly.

On motion of Mr. Coffee,

Resolved, That the Clerk inform the Senate that the House of Representatives have convened, formed a quorum, elected M. F. DeGraffenreid their Speaker, John H. Mallory Clerk, and Lewis Whitesides Door Keeper, and that they are now ready to proceed to business.

Mr. Claiborne submitted the following resolution:

Resolved, That, with the concurrence of the Senate, a committee be appointed on the part of this House to meet a similar one from the Senate, to wait on His Excellency, the Governor, and inform him that the two Houses have convened, appointed their officers, and are now ready to receive any communication he may be pleased to make to them.

The rule requiring joint resolutions to lie one day on the table, having been, on motion of Mr. Claiborne, dispensed with,

The question was then taken on the adoption of said Resolution,

And thereupon, the Speaker appointed Messrs. Claiborne, Green and Premble, the committee on the part of the House of Representatives.

Ordered, that the Clerk carry said resolution to the Senate, and request their concurrence therein.

On motion of Mr. Granberry, of Copiah,

Resolved, that the rules which governed this House at its last session, be adopted for its government at the present session.

On motion of Mr. Irwin,

Resolved, That the Clerk of this House be instructed to furnish the Representative Chamber with ten copies of the Revised Code, ten copies of

the Journals of the House of Representatives of the last session, and fifty copies of the Rules, and that the Secretary of State be required to deliver the same.

And then, on motion,
The House adjourned, till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

A message from the Senate, by Mr. Gilbert, their Secretary,

MR. SPEAKER:

I am directed, to inform the House of Representatives of the organization of the Senate, of the election of Mr. Briscoe, President *pro tem*. John P. Gilbert, Secretary, and Joseph Pierce, door-keeper, and that it is ready to co-operate with this House in dispatching the business of the present session.

And then he withdrew.

Mr. Maury asked and obtained leave to introduce a Bill, to be entitled an act, to authorize an election for Sheriff in the county of Claiborne; Which was read the first time.

On motion of Mr. Stockton,

The rule was dispensed with, and said bill was read a second time.

On motion of Mr. Stockton,

The rule was again dispensed with, said bill considered as engrossed, read a third time, and passed with its title as stated.

Ordered, that the Clerk acquaint the Senate therewith and request their concurrence therein.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

The Senate have concurred in the joint resolution from this House, appointing a committee to wait on his excellency, the Governor, and inform him that the two houses have convened, appointed their officers, and are now ready to receive any communication he may be pleased to make to them; and have on their part appointed Mr. Trotter.

And then he withdrew.

Mr. Webber submitted the following resolution, viz:

Resolved by the Senate and House of Representatives, in General Assembly convened, That the Secretary of State report to each House of the General Assembly, the number of votes given for and against a Convention at the last election, in the several counties in this State, to enable the General Assembly to ascertain whether a majority of the citizens voting for representative, at said election, have voted for a convention.

Mr. Webber moved, that the rule requiring joint resolutions to lie one day on the table, be dispensed with, and that said resolution be read a second time forthwith, and adopted; and

The question thereon being taken,

It was decided in the negative.

Mr. Gordon submitted the following resolution, viz:

Resolved, with the concurrence of the Senate, that a joint committee,

consisting of two members from the Senate, and five from the House of Representatives, be appointed and instructed to inquire into the expediency and necessity of revising and amending the existing laws of this State, concerning slaves, free negroes and mulattoes, and report by bill or otherwise.

Mr. Bingaman gave notice, that he will on to-morrow, ask leave to introduce a bill to be entitled

"An act, to authorize the Stockholders of the Bank of the State of Mississippi, to close their affairs with as much advantage to the public, and as little inconvenience to the individual Stockholders as possible."

Mr Granberry, of Copiah, offered the following resolution, viz:

Resolved, that this House meet at the hour of ten o'clock, A. M. until otherwise altered.

Mr. Bingaman moved to amend said Resolution, by striking out the word "ten," and inserting in lieu thereof the word "nine;" and

The question thereon being taken,

It was decided in the affirmative.

The question then recurred upon the passage of said Resolution as amended; and,

Was decided in the affirmative.

Mr. Greer, from the committee appointed on the part of this House, to join the committee on the part of the Senate to wait on His Excellency the Governor, and inform him that quorums of the two Houses, have assembled, and that the General Assembly is ready to receive any communications he may be pleased to make, reported, that the committee had waited on His Excellency accordingly, and that His Excellency answered, that he would make a communication to the General Assembly on to-morrow at eleven o'clock.

Then the House adjourned.

Tuesday, November 22, 1834.

The House met pursuant to adjournment.

Mr. Speaker, according to the rules of the House, appointed the following standing committees, viz.

Mr. Higgason,

Ellis,

Carver,

Gwin,

M'Afee,

} *Committee of Elections.*

Mr. Webber,

Smith,

Conant,

Egan,

Gibson, of Warren,

} *Committee of Ways and Means.*

Mr. Claiborne,
Pemble,
Coffee,
Tucker,
Benson,

Committee of Claims.

Mr. McRae,
Rankin,
Carr,
Gaines,
Granberry, of Law.

Com. of Revisal and Unfinished Business

Mr. Bingaman,
Irwin,
Bradford,
Gibson, of Washing.
Love,

Committee of Accounts.

Mr. Irwin,
Sparks,
Granberry, of Copiah
M'Donald,
Walton,

Committee of Propositions & Grievances.

Mr. Green,
Webber,
Gordon,
Scott,
Maury,

Committee on the Judiciary.

Mr. Pemble,
Edwards,
Stockton,

Committee on Enrolled Bills.

Mr. Bingaman presented a petition from sundry citizens of Adams county, praying that a law may pass for the absolute and unconditional removal of free negroes from the State.

Which was read, and ordered to be referred to a joint committee from both Houses, to be raised on a similar subject.

Mr. Stockton presented the petition of Volney Stamps and others, praying that a law may pass for the emancipation of certain slaves therein named.

Which was read and referred to a select committee of three members; And Messrs. Stockton, Maury, and Bradford, were appointed.

Mr. Gordon presented the petition of sundry citizens, residing in Township one, West of the basis meridian, in the District of land directed to be sold at Washington, Mississippi, praying the passage of an act authorizing the trustees of the school lands in said township, to lease the same for a term of years, not exceeding ninety nine years.

Which was read.

Mr. Gordon moved to refer said petition to a select committee of three members.

Mr. Sparks moved that said petition lie on the table.

And the question thereon being taken,

It was decided in the affirmative.

Mr. Claiborne presented a petition, from sundry citizens of Adams county, praying that a law may be passed erecting Gates on all roads in said county, not travelled by the mail.

Which was read, and referred to a select committee of four members.

And, Messrs. Claiborne, Bingaman, Green and Tucker, were appointed pursuant thereto.

The resolution requiring the Secretary of State to report to both Houses of the General Assembly, the number of votes for and against a convention,

Was read again and adopted.

Ordered, that the clerk acquaint the Senate therewith, and request their concurrence therein.

The resolution concerning slaves, free negroes and mulattoes—

Was read a second time, and adopted.

Whereupon,

Messrs. Gordon, Mayry, Smith, Scott, and Egan were appointed the committee on the part of this House.

Ordered, that the Clerk carry said resolution to the Senate, and request their concurrence therein.

Mr. Pemble announced to the House the death of Benjamin Huff, Esq. representative elect from the county of Amite.

And thereupon moved the following resolution:

Resolved, That the members of this House wear the customary badge of mourning for thirty days, in testimony of their respect for the memory of the deceased.

And the question thereon being taken,

It was decided, unanimously, in the affirmative.

On motion of Mr. Gordon,

Ordered, That Mr. Bingaman, a member from Adams county, be added to the committee, raised on the part of this House, on the resolution concerning slaves, free negroes and mulattoes.

On motion of Mr. Sparks,

Ordered, That Mr. Green, the member from Madison county, be added to said committee.

Mr. Conant gave notice that he will, on to-morrow, ask leave to introduce a bill, to be entitled

“An act, requiring the Executive of this State to reside at the Seat of Government.”

Mr. Bingaman, according to notice given on yesterday, asked and obtained leave to introduce a bill, to be entitled

“An act, to authorize the stockholders of the Bank of the State of

Mississippi to close their affairs, with as much advantage to the public, and as little inconvenience to the individual stockholders as possible."

Which was read the first time—

And, on motion, ordered to lie on the table.

On motion of Mr. Irwin,

Ordered, that one hundred copies be printed for the use of this House.

On motion of Mr. Bingaman,

Resolved, that the Treasurer of this State and the Auditor of Public Accounts be requested to make their annual reports to this House on Friday next.

Mr. Sparks submitted the following resolution, which was read, viz:

Resolved, That, with the concurrence of the Senate, a joint committee of seven be appointed; five on the part of this House and two on the part of the Senate, to inquire into the expediency of memorializing the Congress of the United States, on the subject of the Public Lands in this State; and that they report by memorial, or otherwise:

And Messrs. Sparks, Higgason, Tucker, Bingaman, and McRae were appointed on the part of this House.

Mr. Stockton gave notice that he will, on to-morrow, ask leave to introduce a bill, to be entitled

"An act, to repeal "an act to provide for the election of a public printer, prescribe his duties, and fixing the prices of the public printing."

Mr. Gibson, of Warren, gave notice that he will, on Friday next, ask leave to introduce a bill, to reduce the fees of certain officers in this State.

Mr. Maury gave notice that he will, on to-morrow, ask leave to introduce a bill, to be entitled

"An act, to amend the laws now in force in relation to the mode of electing sheriffs and coroners."

Mr. Claiborne gave notice that he will, on to-morrow, ask leave to introduce a bill, regulating the manner of selling runaway slaves branded in jail, and for other purposes.

Mr. Bingaman submitted the following resolution, which was read, viz:

Resolved, with the concurrence of the Senate, that a joint committee of both houses be appointed, to prepare a bill, making provisions for the holding a General Convention in this State, founded upon the present basis of representation in both houses of the General Assembly.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

The Senate have adopted the following resolution, in which they desire the concurrence of this House—viz:

Resolved, That with the concurrence of the House of Representatives, the joint rules adopted for the government of the two houses, at the last session, be adopted for the government of the same at the present session.

They have passed the Bill from this House, entitled "An act to authorize an election for Sheriff of Claiborne county."

And then he withdrew.

Mr. Gibson, of Warren, gave notice that he will, on to-morrow, ask leave to introduce a Bill entitled

"An act authorizing the county court of Warren county to levy a special tax for the purpose of erecting a poor house."

On motion of Mr. Scott,

Ordered, That this House concur with the Senate in the adoption of the resolution from that House, in relation to the joint rules for the government of the two Houses at the present session.

Ordered, That the clerk acquaint the Senate therewith.

The following written message was received from the Governor, by Mr. Falconer, his private Secretary:

FELLOW-CITIZENS OF THE SENATE

AND OF THE HOUSE OF REPRESENTATIVES:

The revolution of time has again brought about the period appointed by law for the assembly of the representatives of the people. I congratulate you, gentlemen, that we still find our State in a healthful and prosperous condition. In taking a retrospective view of the events of the past year, as connected with the interest and prosperity of our constituents, the prospect is truly pleasing. Our fellow citizens, throughout the State, have enjoyed an unusual portion of health: but few have fallen victims to disease. Although the agricultural interest has greatly suffered, from the repeated and heavy storms with which the State has been visited during the past season, yet it will afford a supply amply sufficient for all the necessary comforts of life. The various branches of business are fully sustained. Our literary institutions are in a flourishing condition. Harmony and good order have been preserved throughout the State. While other nations are involved in wars, internal commotions and revolutions, we see our Country in the full enjoyment of peace with every quarter of the globe. Thus highly favoured of Heaven, we are involuntarily drawn, with feelings of devotion and gratitude, to acknowledge our obligations to the Supreme Ruler of the Universe, for the number of blessings which, in the dispensations of Divine Providence, we are permitted to enjoy.

As we are on the eve of calling a Convention, to revise and amend our Constitution, I anticipate that the General Assembly will be disposed to legislate on but few subjects of a general nature: therefore, in endeavouring to discharge that part of my duty, which requires me to lay before you such information as I may be in possession of in relation to the affairs of the government, and submit to you such subjects as in my judgment may require your consideration, I shall confine myself to the events of the past year that require to be communicated.

The situation of the revenue and expenditures of the year will be disposed to you by the Auditor of Public Accounts. The money remaining in the Treasury on the 10th day of November last amounted to 18,255 dollars 10 cents; since which time the additional sum of 86,496 dollars 77 1-2 cents has been received on account of the taxes of the last year, and various other sources: making the sum total of \$104,749 87 1-2. The sums audited since that time amounts to \$64,949 57 1-2. Which show a balance remaining in the Treasury on the 10th inst. of \$39,900 30. The assessments of the present year amount to 64,604 dollars 81 3-4.

cents: a sum considerably short of that of the preceding year. This deficiency is attributable principally to the reduction of taxation made at the last session of the Legislature; but in part to the change in the mode of assessment. The design of the General Assembly in adopting the present system of assessing and collecting the revenue was doubtless intended as a saving to the revenue and the people; but I truly regret to say that in its operation it has failed in both: The sums that will be entirely lost to the revenue, by unavoidable omissions, will more than equal the reduction in the compensation formerly allowed to the officers: The economy is equally bad as respects the people, who are required to pay for collecting the revenue both in time and money; and bears particularly hard upon the poorer class of the community. A citizen who pays only a poll tax is required to attend one day to give in his assessment, and another to pay the tax, to save to the Treasury about two cents. Averaging the revenue at four dollars per poll, the taxable inhabitants of the State are taxed two days service to save about twenty-two cents each. It was with great difficulty that suitable persons, in many of the counties, could be procured to accept appointments in this department the present year; and apprehensions are entertained that unless there is an increase of compensation the ensuing year, the revenue will go uncollected. With these remarks, I would most respectfully recommend to your consideration a revival of the former system, with a reduction of one per cent. for assessing, and the same for collecting.

The contingent expenses of the Executive Department, from the 15th day of November last, up to the present time, amounts to 1638 dollars 29 cents. This expenditure shows a deficit in the contingent fund of 138 dollars 29 cents, to meet which an appropriation is most respectfully requested. The amount of this fund was established many years ago, and at this time is inadequate to the annual demands against it, which have increased with the progress of the State.

In pursuance of an act of the last session of the General Assembly entitled "An act supplemental to an act to establish a Planter's Bank in the State of Mississippi," Samuel Gustin, Angus McNeil, and R. L. Throckmorton, Esquires, were appointed Commissioners to negotiate a loan for the State, of five hundred thousand dollars; to effect this object, after addressing circulars to the principal capitalists in the United States without success, it was deemed advisable to execute bonds of one thousand dollars each, bearing an interest of six per cent. per annum, and offer them in market. The Commissioners were indefatigable in their exertions to obtain the highest price, and finally disposed of the bonds for one eighth per cent. premium. The most prominent, amongst the many difficulties they had to contend with, were the circumstances of the State being young, not known in the stock-market, without any established credit, and the promulgation of the opinion, that the Legislature had violated the faith of the State in chartering the Planter's Bank, which opinion was industriously circulated by persons disposed to defeat the object of the State in obtaining the loan. Thus situated, much credit is due to our Commissioners for their success. As no allowance is made by law to remunerate them for their time and expenses, the propriety of making a suitable appropriation is

most respectfully submitted for your consideration. Copies of the bonds and their report is herewith transmitted.

It is with pleasure I inform the General Assembly that the Planter's Bank is now in operation, and prospering beyond our most sanguine expectations: the Board of Directors are progressing rapidly in establishing it's credit on a firm and settled basis, and in a short time will organize the branches. Some amendments to the charter, however, are found necessary to insure complete success. At my request the Directors have prepared such suggestions as they deem important, which are herewith transmitted.

The gentlemen of whom the loan has been obtained, are solicitous to have the bonds exchanged for certificates of stock of Mississippi, similar to those issued by the States of New York and Ohio; and have prepared a Bill embracing their views, which is transmitted for your consideration. If they will be enabled to obtain more for the certificates than they could for the bonds, the exchange will be advantageous to the State, (in the event of an application for a further loan,) by enhancing her credit in the money market. In addition to the loan of five hundred thousand dollars, the sum of ten thousand nine hundred and eighty seven dollars, on account of the Literary Fund, and nine thousand three hundred and twenty six dollars, on account of the three per cent. fund, have been vested in stock of the Planter's Bank. The General Assembly convening so shortly after the commencement of the operations of this Bank, it was thought advisable to postpone the investment of the surplus money in the Treasury. I here ask leave to express my opinion, that it would not be expedient to increase the stock of the State in this Bank, by a further loan, until such time as it's credit is fully established, and that of the State better known and duly appreciated.

I have the honor to transmit to the General Assembly, a resolution of the Board of Directors of the Bank of the State of Mississippi, on the subject of the liquidation of the debt due by the State to that institution: also a memorial, praying for either an extension of privileges, or the passage of a law authorizing said Directors to close the concerns of the Bank, which are submitted for your consideration.

In compliance with a resolution of the General Assembly, passed the 16th of December last, relative to the ascertaining at what point the 35th degree of north latitude crosses the Mississippi River, Maj. John Holbrook was appointed commissioner; who has performed that service; his report is herewith transmitted for your inspection; the skill and experience of Maj. Holbrook, gives us every assurance that the work has been done with great accuracy. From the several observations taken it would appear that the line as run by the commissioner of the United States, on the part of Tennessee, as the southern boundary of that State, in the year 1819, is so nearly correct, that it would be useless to prosecute the subject further.

In pursuance of a resolution passed at the last session of the General Assembly, William L. S. Dearing, Esq. was appointed, to survey and mark out a road from Rankin, in Yazoo county, to the town of Mem-

phis. He has performed that service, and his report will be submitted to your honorable body so soon as prepared.

In a previous message to the General Assembly, I recommended the establishment of a Penitentiary: six years experience in the Executive Department, has fully satisfied me that such an institution is necessary to suppress crime within our State; and I cannot in justice to my feelings, retire from office, without again, respectfully, calling your attention to this subject. For the want of a well regulated Penitentiary, by which to graduate the punishment of crime according to the magnitude of the offence, the catalogue of those crimes, punishable with death, by our criminal laws, is necessarily so extensive, that it may justly be styled the bloody code. The consequence is, that but few offenders are brought to justice, when, in the opinion of society, the punishment is too severe for the crime; juries will rarely convict; if they do, the community solicits a pardon, which if granted the offender goes unpunished; and if withheld the example loses its effect. We have the experience of almost every State in the Union; as to the great utility of this benevolent system. The State of Mississippi has resources amply sufficient, and I feel satisfied the public mind is prepared for it; if so, let us no longer persist in our course, whilst our sister States are striking capital punishments from their laws; but at once commence the work.

The convening of the representatives of a free people is looked to with universal interest. In the patriotism and intelligence of such a body, we have a sure guarantee, of not only a faithful, but able discharge of their duties. Hoping that harmony may prevail, and a congeniality of feeling mark your deliberations, I tender you my cordial co-operation in all measures calculated to promote the general welfare.

GERARD C. BRANDON.

Executive Chamber, Jackson, November 22, 1831,

The message was read.

On motion of Mr. Coffee,

Ordered, that the House dispense with the reading of the memorial of the State Bank of the State of Mississippi, which accompanied the message.

The reading of the remainder of said documents was then called for by the House; and after some progress therein, it was,

On motion of Mr. Irwin,

Ordered, That the further reading of the same be dispensed with, and that said Message, together with the Documents accompanying it, lie on the table; and that the clerk be requested to have one thousand copies of the said Message printed for the use of the House.

On motion of Mr. Claiborne,

Resolved, That the Documents accompanying the Governor's message be referred to a select committee, to report those that are deemed necessary for publication.

The committee appointed were Messrs. Claiborne, Irwin and Gibson of Washington.

Mr. Stockton, from the joint committee on Enrolled Bills, made the following report:

MR. SPEAKER:

The joint committee on Enrolled Bills, have this day examined a bill to be entitled

"An act to authorize an election for Sheriff in the county of Claiborne, and have found the same correctly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, that the Clerk carry said bill to the Senate for the signature of the President thereof.

A message from the Senate, by Mr. Gilbert, their Secretary:

MR. SPEAKER:

I am directed to inform the House of Representatives, that the Senate have concurred in the Resolution from this House appointing a joint committee to act with such committee as may be appointed on the part of the Senate, concerning slaves, free negroes and mulattoes, and that the Senate have, on their part, appointed Messrs. Cage and Smith.

And then he withdrew.

Mr. Preamble, from the joint committee on Enrolled Bills, made the following report, viz:

MR. SPEAKER,

The joint committee on Enrolled Bills, have on this day presented to his Excellency, the Governor, for his approbation and signature, a bill to be entitled

"An act to authorize an election for Sheriff in the county of Claiborne."

Mr. Gordon gave notice that he will, on to-morrow, ask leave to introduce a bill to be entitled

"An act to amend an act entitled an act for the punishment of crimes & misdemeanors," passed June 14th, 1822.

Mr. Coffee gave notice that he will, on to-morrow, ask leave to introduce a bill to be entitled

"An act to amend an act further to amend the several acts and parts of acts relating to the powers and jurisdiction of the Circuit Courts of law of this State, and for other purposes."

Then the House adjourned, till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The house met pursuant to adjournment.

Mr. Higgason, the member from Monroe county, appeared, produced his credentials, was qualified and took his seat.

A message from the Governor, by Mr. Thomas P. Falconer, his private secretary:

MR. SPEAKER,

I am directed by his excellency, the Governor, to inform the House of Representatives that he did, on this day, approve and sign

"An act to authorize an election for Sheriff in the county of Claiborne," which originated in the House of Representatives.

THOS. H. FALCONER,
Private Secretary to the Governor.

And then he withdrew.

Mr. Webber gave notice that he will, on to-morrow, ask leave to introduce a bill to be entitled

"An act to change an election precinct in the county of Franklin;"

And a bill to be entitled

"An act to authorize the removal of the property of the heirs of James Knox into the State of Louisiana."

Mr. Maury gave notice that he will, on to-morrow, ask leave to introduce a bill to be entitled

"An act to subject lands and tenements to the satisfaction of judgments rendered by justices of the peace."

Mr. Coffee gave notice, that he will, on Thursday next, ask leave to introduce bills with the following titles, viz:

A bill to be entitled "An act making an appropriation for the county of Rankin;"

A bill to change an election precinct in the county of Rankin.

A bill to be entitled "An act to authorize the county court of Rankin county to levy a special tax, and for certain other purposes therein named."

Mr. Egan introduced a resolution dissolving the bonds of matrimony between Jane Jones and Samuel Jones; which was read the first time.

Mr. Conant gave notice that he will, on to-morrow, ask leave to introduce a bill to be entitled

"An act to establish an additional election precinct in the county of Hinds."

Mr. Green, by leave of the House, introduced a bill to be entitled

"An act to legalize the *venire facias* for the November term of Madison Circuit Court, for the year 1831."

Which was read the first time.

On motion of Mr. Green,

The rule was dispensed with, and said bill was read a second time.

On motion of Mr. Green,

The rule was *again* dispensed with—said bill considered as engrossed—read a third time and passed, with its title as stated.

Ordered, That the clerk carry said bill to the Senate, and request their concurrence therein.

Then the House adjourned.

Wednesday, November 23, 1831.

The House met pursuant to adjournment.

Mr. Carver appeared, produced his credentials, was qualified and took his seat.

Mr. Sparks presented the petition of John Vickers, and the petition of sundry citizens of Yazoo county, praying that the Legislature may pass an act, extending to the said John Vickers as lessee of the Seminary

Lands in township nine, range four, west, in the county of Yazoo, the same privileges which have been extended to the lessees of the Prairie lands embraced in the Seminary sections.

Which were read, and referred to a select committee of three members:

And Messrs. Gordon, Sparks, and Gibson, of Warren, were appointed pursuant thereto.

Mr. Benson presented the petition of William Eakin, Assessor and Collector for the county of Lawrence, praying that the same commissions may be allowed to him, as Assessor and Collector of Taxes for said county, as were formerly allowed.

Which was read, and referred to the committee of Ways and Means.

Mr. Scott presented the petition of sundry citizens of Hinds county, praying the passage of an act, changing the dividing line between the counties of Hinds and Madison.

Which was read, and referred to a select committee of three members:

And Messrs. Scott, Green, and Irwin were appointed pursuant thereto.

Mr. Bingaman presented the account of William W. Calmes, jailor of Adams county, praying that a law may be passed, allowing the sum of one hundred and nine dollars and sixty cents, for expenses incurred in keeping and sustaining a negro man slave, Ephraim, charged with the crime of burglary.

Which was read, and referred to the committee of claims.

Mr. Scott presented a petition from sundry citizens of the county of Hinds, praying that an act may pass, incorporating the Baker's Creek Baptist Church in said county.

Which was read, and referred to a select committee of three members:

And Messrs. Scott, Benson, and Egan were appointed pursuant thereto.

Mr. Bradford presented the petition of Alexander Willis, praying the passage of an act, requiring the County Court of Jefferson county to grant him an adequate allowance for three years' support of John Gaskins, an aged and infirm pauper.

Which was read, and referred to a select committee of three members:

And Messrs. Bradford, Irwin, and Stockton were appointed pursuant thereto.

Mr. Rankin presented the petition of Henry Hennenger, praying the passage of an act, to prevent the commissioners appointed to mark out a public road in Marion county from running the same through his land.

Which was read, and referred to a committee of three members:

And Messrs. Rankin, Stockton, and Gwin were appointed pursuant thereto.

Mr. Tucker presented the petition of sundry citizens of Lowndes county, praying the passage of an act, granting to Grabel Lincicum and Grant Lincicum, the privilege of repairing the Swamp at Noxaby, where the Robinson road crosses the same, under the same restrictions which were granted to Austin Willis, at the last session of the Legislature.

Which was read, and referred to a select committee of three members:

And Messrs. Tucker, Higgason, and Coffee, were appointed pursuant thereto.

Mr. McDonald presented the petition of Sarah Smith, praying the passage of an act, requiring the Orphans' Court of Jackson county to appropriate the sum intended by law to be expended in the education of Thomas Smith, a deaf and dumb mute, to his use and benefit in the county of Jackson.

Which was read, and referred to a select committee of three members:

And Messrs. McDonald, Love, and Carver, were appointed pursuant thereto.

Mr. Gordon presented the petition of Charles Horton, praying the passage of an act, authorizing him to sell a certain tract of land, the property of his son William W. Horton, a minor.

Which was read, and referred to a select committee of three members:

And pursuant thereto Messrs. Gordon, Granberry, of Lawrence, and Ellis were appointed.

Mr. Maury presented the petition of sundry citizens of Claiborne county, praying that an act may pass for the emancipation of Rebecca, a slave therein named.

Which was read.

Mr. Maury moved to refer said petition to a select committee of three members.

And the question being taken thereon,

It was decided in the negative.

And thereupon,

On motion of Mr. Webber,

It was ordered that said petition be referred to a committee, raised on a similar subject.

Mr. Maury presented the petition of the officers and members of Washington Lodge, No. three, in the town of Port Gibson, praying an act of incorporation.

Which was read, and referred to a select committee of three members.

And Messrs. Maury, Claiborne, and McAfee were appointed.

Mr. Gordon presented the petition of Wm A. A. Chisholm, late Editor of the Woodville Republican, praying that an act may be passed allowing him the sum of twenty dollars, for certain publications therein mentioned.

Which was read, and referred to the Committee on Claims.

Mr. Claiborne made the following report, viz:

MR. SPEAKER

The committee to whom was referred the documents accompanying the Governor's Message, for the purpose of ascertaining what portion thereof it might be expedient to publish, have performed that duty, and have instructed me to report as worthy of publication, the papers marked A., B. and C. relating to the Planters' Bank and the Bank of the State of Mississippi.

On motion of Mr. Green,

Ordered, that said report be received and agreed to.

Mr. Claiborne submitted the following resolution, viz:

Resolved, That the Clerk be instructed to have printed for the use of this House — copies of the documents accompanying the Governor's

Message, recommended for publication by the committee raised on those documents.

Mr. Claiborne moved to fill said blank with "five hundred."

And the question thereon being taken,

It was decided in the negative.

Mr. Irwin moved to fill said blank with "two hundred and fifty."

Mr. Webber moved to fill said blank with "four hundred" but his motion did not prevail.

The question was then taken on Mr. Irwin's motion for "two hundred and fifty," and passed in the affirmative.

The question was then taken on the adoption of said resolution as amended;

And was decided in the affirmative.

The resolution in relation to the appointment of a joint committee from both houses, to inquire into the expediency of memorializing the Congress of the United States, on the subject of the public lands in this State—

Was read a second time and adopted.

On motion of Mr. Sparks,

Ordered, that Mr. Egan, a member from Copiah, be added to the committee raised on the part of this House.

Ordered, that the clerk carry said resolution to the Senate, and desire their concurrence therein.

The resolution proposing to constitute a joint committee, from both Houses to prepare a bill making provisions for holding a General convention in this State—

Was read the second time,

And on motion of Mr. Bingaman ordered to lie on the table.

The resolution dissolving the bonds of matrimony between Jane Jones and Samuel Jones—

Was read the second time.

On motion of Mr. Egan,

Ordered, that said resolution be engrossed, and made the order of the day for a third reading on to-morrow.

Mr. Webber according to notice given, asked and obtained leave to introduce bills with the following titles, viz:

A bill to entitled

"An act to change an election precinct in the county of Franklin."

A bill to be entitled

"An act to authorize the removal of the property of the heirs of James Knox, deceased, into the State of Louisiana."

Which were severally read the first time.

Mr. Scott asked and obtained leave to introduce a bill to be entitled

"An act to authorize the trustees of Hampden Academy to lease the sixteenth section, in township five, range two, west, in the Choctaw District—

Which was read the first time.

Mr. Gibson, of Warren, according to notice given, asked and obtained

leave to introduce a bill to entitled.

***An act to authorize the county court of Warren county, to lay a special tax for the purpose of erecting a poor house in said county—**

Which was read the first time.

Mr. Scott asked and obtained leave to introduce bills with the following titles, viz.

A bill to be entitled,

An act to authorize the county court of Hinds to levy a special tax, and for other purposes.

A bill to be entitled,

An act to alter the time of holding the county courts in the county of Hinds.

Which were severally read the first time.

Mr. Maury according to notice given, asked and obtained leave to introduce a bill to be entitled

“An act to amend the laws now in force in relation to the mode of electing sheriffs and coroners—

Which was read the first time.

Mr. Tuckner gave notice that he will on to-morrow ask leave to introduce a bill to be entitled, “An act to extend the limits of Lowndes county,”

Mr. Claiborne, according to notice given, asked and obtained leave to introduce a bill to be entitled,

“An act concerning runaway slaves,”

Which was read the first time.

Mr. Conant, according to notice given, asked and obtained leave to introduce a bill to be entitled,

An act to establish an additional election precinct in the county of Hinds—

Which was read the first time.

Mr. Maury, according to notice given, asked and obtained leave to introduce a bill to be entitled,

“An act to subject lands and tenements to the satisfaction of judgments rendered by a justice of the peace—

Which was read the first time.

Mr. Gordon called for the consideration of the petition of sundry citizens residing in township one, west of the basis meridian in the district of land directed to be sold at Washington, Mississippi, praying that a law may be passed, authorizing the trustees of the school lands in said township, to lease the same for a term of years not exceeding ninety nine years.

Which was referred to a select committee of three members,

And pursuant thereto, Messrs. Gordon, Sparks and Gibson, of Warren, were appointed.

Mr. Tucker gave notice, that he will, on Monday next, ask leave to introduce a bill to be entitled

“An act to amend an act entitled an act further to amend the acts concerning the jurisdiction and powers of justices of the peace in this State, and for other purposes,” approved 15th December, 1820.

The following message was received from his Excellency, the Governor,
by Mr. Thomas P. Falconer, his private secretary, viz:

EXECUTIVE CHAMBER,
Jackson, Nov. 23d, 1831.

Gentlemen of the Senate and
House of Representatives:

I have the honor to transmit to the General Assembly a correspondence and propositions of compromise between the Planter's Bank and the Bank of the State of Mississippi, which are most respectfully submitted for your consideration.

GERARD C. BRANDON.

The said message and accompanying documents were read, when the documents accompanying said message were,

On motion of Mr. Bingaman, referred to a select committee of three members, with instructions to select such as should be printed, and thereupon

Messrs. Bingaman, Green and Pemble were appointed.

Mr Coffee moved that the House adjourn.

And the question thereon being taken,

It was decided in the negative.

Mr. Scott submitted the following resolution, viz:

Resolved, with the concurrence of the Senate, that a committee of five be appointed on the part of this House, to act jointly with such committee as the Senate may, on their part appoint, and that said committee be instructed to inquire into the expediency of so altering and amending the existing laws upon the subject of highways, bridges and ferries, as to vest the powers and duties now possessed by the board of road commissioners in the county and Probate Courts, with enlarged powers and jurisdiction, and that said committee have leave to report by bill or otherwise.

Mr. Stockton, according to notice given, asked and obtained leave to introduce a bill to be entitled

"An act to repeal an act entitled an act to provide for the election of a public printer, prescribe his duties, and fixing the prices of the public printing."

Which was read the first time.

Then the House adjourned till three o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Bingaman, from the committee to whom was referred the documents accompanying the Governor's Message of this morning reported, That the committee have had the same under consideration, and recommend the printing of the documents marked 1, 6 and 7, in the order designated; and that the same be appended to the documents relating to the Banks, already ordered to be printed.

On motion of Mr. Green,

Ordered that said report be received and agreed to,

Mr. Gordon, according to notice given, asked and obtained leave to introduce a bill to be entitled

"An act to amend an act entitled an act for the punishment of crimes & misdemeanors," passed June 14th, 1822,

Which was read the first time.

A message from the Senate, by Mr. Gilbert, their secretary.

MR. SPEAKER:

In conformity to the joint rules of the two houses, the President of the Senate has appointed the following committee to act jointly with the committee appointed on the part of the House of Representatives, viz:

Mr. Sterling—Committee on Enrolled Bills.

Messrs. Trotter,

Cage,

Land,

} Joint Committee of Accounts.

Messrs. Caldwell,

Jackson,

Kennedy.

} Joint Committee of Claims.

The Senate have passed the bill from this House entitled

"An act to legalize the *Venire Facias* for the November term of Madison Circuit Court, for the year 1831," with amendments thereto, in which I am directed to ask the concurrence of this House.

They have passed the resolution from the House of Representatives for the appointment of a joint committee to memorialize the Congress of the United States on the subject of the public lands in this State, with an amendment thereto, in which amendment I am instructed to ask the concurrence of the House of Representatives.

Another message was received from the Senate, by Mr. Gilbert, their secretary, which was read, and is as follows, viz:

MR. SPEAKER:

I am directed to inform this House that the Senate have appointed an additional member to the joint committee, for the purpose of revising the laws in relation to slaves, free negroes and mulattoes, and that Mr. Guion is appointed.

And then he withdrew.

On motion of Mr. Sparks,

Ordered, That the House concur in the amendment made by the Senate to the resolution in relation to the expediency of memorializing the Congress of the United States on the subject of the public lands in this State.

On motion of Mr. Green,

Ordered, That the House concur in the amendments made by the Senate to the bill to be entitled "An act to legalize the *VENIRE FACIAS* for the November term of Madison Circuit Court, for the year 1831.

Ordered, That the clerk acquaint the Senate that this House has concurred in the said amendments.

Mr. Irwin called for the consideration of the Governor's Message.

And thereupon,

On motion of Mr. Irwin,

The House forthwith resolved itself into a committee of the whole on said message, Mr. Irwin in the chair;

And, after some time spent therein,

Mr. Speaker resumed the chair, and

Mr. Irwin reported, that the committee of the whole had had said Message under consideration, and had instructed him to report sundry resolutions to the House.

On motion of Mr. Irwin,

Ordered, That said report be received.

Whereupon,

Said resolutions were severally read and concurred in by the House, and are as follows:

1. Resolved, So much of the Governor's Message as relates to the revenue, be referred to the Committee of Ways and Means.

2. Resolved, that so much of the Governor's Message as relates to the Contingent Fund, be referred to the Committee of Ways and Means

3. Resolved, That so much of the Governor's Message as relates to the Commissioners to negotiate the State loan, be referred to a select committee, and Messrs. Bingham, Gordon and Conant were appointed pursuant thereto.

Mr. Webber submitted the following resolution, which was read:

Resolved, with the concurrence of the Senate, that so much of the Governor's Message as relates to the Planter's Bank of the State of Mississippi, together with the accompanying documents, be referred to a joint committee of three members from the Senate and six from the House of Representatives, with power to report by bill or otherwise.

The rule having been dispensed with,

Said resolution was read a second time forthwith.

Mr. Granberry, of Copiah, moved to amend said resolution by striking out the word "three;" and the question being taken thereon,

It passed in the affirmative.

The question was then taken on the adoption of said Resolution, as amended, and was decided in the affirmative.

Whereupon,

Mr. Speaker appointed Messrs. Webber, Coffee, Stockton, Scott, Edwards and Love, the committee on the part of the House.

Ordered, That the Clerk carry said resolution to the Senate, and request their concurrence therein.

Mr. Coffee submitted the following resolution, which was read, viz:

Resolved, That so much of the Governor's message as relates to a Penitentiary, be referred to a joint committee from the Senate, with a committee of five from this House, and that they be instructed to report by bill or otherwise.

The rule requiring joint resolutions to lie one day on the table, having been dispensed with,

Said resolution was read the second time and adopted; and thereupon, Messrs. Coffee, Irwin, Higgason, Bradford and McAfee were appointed to constitute the committee on the part of this House.

Ordered, that the clerk carry said resolution to the Senate, and desire their concurrence therein.

Then the House adjourned.

Thursday, 24th November, 1831.

The House met pursuant to adjournment.

Mr. Rankin presented the petition of sundry citizens of Marion county, praying that an act may be passed, for the relief of Elijah Sumrall, assessor of taxss for the county of Marion, which was read and referred to a select committee of three members; and Messrs. Rankin, Scott and Carr were appointed pursuant thereto.

Mr. Claiborne presented the petition of R. C. Randolph, praying that an act may pass authorizing the sale of the property of his infant daughter, Jane Randolph; which was read and referred to a select committee of three members;

And Messrs. Claiborne, Bingaman and Ellis were appointed pursuant thereto.

Mr. Benson presented the petition of Nancy Bridges, praying that an act may be passed authorizing and requiring that she may be refunded out of the public Treasury the sum which the tax collector of Lawrence county illegally collected from her;

Which was read and referred to the committee of claims.

Mr. Pemble presented the accounts of Henry Hunt, late Sheriff and jailor of Amite county, against the State of Mississippi, for keeping and sustaining two prisoners in the jail of said county, confined on a charge of Murder and Burglary; which were referred to the committee of claims.

Mr. Pemble presented the account of Abel Cotton; for services performed in summoning witnesses in the case of the State vs. Elizabeth Horn, confined in the Jail of Amite county, on a charge of murder; also for expenses incurred in sustaining said prisoner—which was referred to the committee of claims.

Mr. Scott, from the select committee to whom was referred the petition of sundry citizens of Hinds county, praying for the passage of an act incorporating the Baker's Creek Baptist Church, in the county of Hinds, reported that the committee have had the same under consideration, and have instructed him to report a bill to be entitled

“An act to incorporate Baker's Creek Baptist church, in the county of Hinds.”

On motion of Mr. Scott,
Ordered, That said report be received.

Whereupon,
Said bill was read the first time.

On motion of Mr. Webber,
The House reconsidered the vote taken on yesterday, on the resolution referring so much of the Governor's Message and accompanying documents as relates to the Planter's Bank of the State of Mississippi to a joint committee of both Houses,

And thereupon,

Mr. Webber proposed the following amendment to said resolution; which was adopted by the House—

Strike out between the word “resolved” and “that,” and insert „with the concurrence of the Senate.”

The question was then taken on the adoption of said resolution as amended,

And was decided in the affirmative.

Ordered, That the clerk acquaint the Senate therewith, and request their concurrence therein.

The engrossed resolution to confirm the decree of the court of Chancery of the Eastern district of the State of Mississippi, made at the February term, 1831, dissolving the bonds of matrimony between Jane Jones and Samuel Jones, was read the third time.

And thereupon,

On motion of Mr. Egan,

The House forthwith resolved itself into a committee of the whole on said resolution, Mr. Green in the chair;

And, after some time spent therein,

The speaker resumed the chair; and

Mr. Green reported, that the committee of the whole had had said resolution under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

Said report having been received, the amendments were severally read and concurred in by the House.

On motion of Mr. Egan,

The rule was dispensed with, and said amendments were read the second time.

On motion of Mr. Egan,

The rule was again dispensed with, said amendments considered as engrossed, read the third time, and, together with the resolution, passed by a constitutional majority.

Ordered, That the clerk acquaint the Senate therewith, and desire their concurrence therein.

The bill to be entitled,

"An act to change an election precinct in the county of Franklin," was read the second time.

On motion of Mr. Webber,

Ordered, That said bill be referred to a select committee of three members, and

Messrs. Webber, Tucker, and Conant were appointed pursuant thereto.

The bill to be entitled

"An act to authorize the removal of the property of the heirs of James Knox into the State of Louisiana, was read the second time,

On motion of Mr. Webber,

Ordered, That said bill be engrossed and made the order of the day for a third reading on tomorrow.

The bill to be entitled

"An act to authorize the trustees of Hampden Academy to lease the sixteenth section, in township five, range two, West, in the Choctaw district", was read the second time.

Mr. Conant moved that said bill be engrossed and read a third time tomorrow.

Mr. Sparks moved that said bill be committed to the committee of the

whole House, and made the order of the day for to-morrow.

Said motion having the preference, the question was taken thereon, and was decided in the affirmative.

The bill to be entitled

"An act to authorize the county court of Warren county to levy a special tax for the purpose of erecting a poor house in said county," was read the second time.

On motion of Mr. Gibson, of Warren,

Ordered, That said bill be referred to a committee of the whole House, and made the order of the day for to-morrow.

The bill to be entitled

"An act to authorize the county court of Hinds to levy a special tax, and for other purposes," was read the second time.

On motion of Mr. Scott,

Ordered, That said bill be referred to a committee of the whole House, and made the order of the day for to-morrow.

The bill to be entitled

"An act to alter the time of holding the county courts in the county of Hinds," was read the second time.

On motion of Mr. Scott,

Ordered, That said Bill be engrossed and made the order of the day for a third reading on to-morrow.

The bill to be entitled,

"An act to amend the laws now in force in relation to the mode of electing Sheriffs and Coroners," was read the second time.

On motion of Mr. Maury,

Ordered, That said bill be referred to a select committee of three members, and

Messrs. Maury, Smith, and Gibson, of Washington, were appointed pursuant thereto.

The bill to be entitled

"An act concerning runaway slaves," was read the second time.

On motion of Mr. Claiborne,

Ordered, That said bill be referred to a select committee of three members, and

Messrs. Claiborne, Gordon and Pemble were appointed pursuant thereto.

The bill to be entitled

"An act to establish an additional election precinct in the county of Hinds," was read the second time.

On motion of Mr. Scott,

Ordered that said bill be referred to the committee raised on election precincts.

The bill to be entitled

"An act to subject lands and tenements to the satisfaction of judgments rendered by a justice of the peace," was read the second time.

Mr. Maury moved that said bill be engrossed and read a third time on to-morrow.

Mr. Higgason moved to refer said bill to a committee of the whole

House, and that it be made the order of the day for to-morrow; which motion, having the preference, the question was taken thereon,

And was decided in the affirmative.

A message from the Senate, by Mr. Gilbert, their Secretary:

MR. SPEAKER:

I am directed to inform this House, that the Senate have given leave to introduce a bill to be entitled

"An act to incorporate the Trustees of Meridian Springs Academy, in Hinds county." Also the following resolutions, to wit:

"A resolution to dissolve the bonds of matrimony between Mary Ann Short and Jonas Short."

"A resolution to dissolve the bonds of matrimony between Jane Jones and Samuel Jones."

And then he withdrew.

The Resolution upon the subject of highways, bridges and ferries, was read the second time and adopted.

Whereupon,

Messrs. Scott, Green, Maury, Webber and Smith were appointed the committee on the part of this House.

Ordered, That the clerk carry said resolution to the Senate, and request their concurrence therein.

The bill to be entitled

"An act to repeal an act entitled an act to provide for the election of a public printer, prescribe his duties, and fixing the prices of the public printing,"

Was read the second time.

Mr. Stockton moved that said bill be engrossed, and read a third time on to-morrow.

Mr. Green moved that said bill be committed to a committee of the whole house, and made the order of the day for to-morrow.

And the question being taken thereon,

It passed in the affirmative.

The bill to be entitled,

"An act to amend an act entitled an act for the punishment of crimes and misdemeanors," passed June 14th, 1822,

Was read the second time.

On motion of Mr. Gordon,

Ordered, That said bill be committed to a committee of the whole house and made the order of the day for to-morrow.

Mr. Webber moved to strike from the Journals the resolution referring so much of the Governor's message as relates to the Planter's Bank, as the same passed on yesterday, and insert on the Journals the resolution, as the same has passed on this day.

And the question thereon being taken,

It was resolved in the affirmative.

Mr. Webber moved a reconsideration of the vote taken on this day, on the resolution which passed this House upon the subject of highway bridges and ferries.

And the question thereon being taken,
It was decided in the affirmative.

Whereupon,

Mr. Webber moved to amend said resolution as follows:

Strike out the word "five," and insert the word "seven."

And the question being taken thereon,

It passed in the affirmative.

The question was then taken on the adoption of the resolution as amended;

And was resolved in the affirmative.

On motion of Mr. Webber,

Ordered, that Mr. Bingaman, a member from Adams, and Mr. Bradford, a member from Jefferson, be added to the committee raised on said resolution, on the part of this House.

Ordered, that the clerk carry said resolution to the Senate, and request their concurrence therein.

Mr. Pemble gave notice that he will ask leave to introduce a bill to be entitled

"An act amendatory to the laws prescribing the duties of Rangers."

Mr. Conant, according to notice given, asked and obtained leave to introduce a bill to be entitled

"An act requiring the Governor of this State to keep his office at the seat of government,"

Which was read the first time.

The following communication was received from John A. Grimball Secretary of State:

SECRETARY OF STATE'S OFFICE, }
JACKSON, NOV. 23, 1831. }

To the Hon. M. F. DE GRAFFENREID,

Speaker of the House of Representatives,

SIR:—In accordance with the provision of the act entitled "an act relative to the call of a Convention," approved the 15th Decr. 1830, I have the honor to hand you, herewith enclosed, a consolidated statement of the vote for and against a Convention, in the several counties of the State, to be laid before the honorable the House of Representatives; also the general election returns of the vote for Governor and Lieutenant Governor:

I am respectfully, Sir,

Your obedient servant.

JOHN A. GRIMBALL,

Secretary of State

The said communication together with the accompanying documents, were, on motion of Mr. Bingaman,
Ordered to lie on the table.

The bill to be entitled

"An act to authorize the Stockholders of the Bank of the State of Mississippi to close their affairs with as much advantage to the public and as little inconvenience to the individual Stockholders as possible;"

Which was ordered to lie on the table.

Being called for by Mr. Bingaman,

The said bill was read the second time and ordered to be committed to a committee of the whole House, and made the order of the day for to-morrow.

Mr. Scott gave notice, that he will on to-morrow, ask leave to introduce bills with the following titles, viz:

A bill to be entitled,

An act further to amend an act to alter and amend the one hundred and twenty second section of an act entitled an act to reduce into one the several acts and parts of acts concerning the establishment, jurisdiction and powers of the Superior Courts of law, and for other purposes; passed December 16, 1830.

A bill to be entitled

"An act to amend an act concerning Attorneys and Counsellors at law; Passed June 25th 1822.

A bill to be entitled

"An act more effectually to provide for the prosecution of suits upon bonds, bills, obligations, bills of exchange, promissory notes, and other writings for the payment of money."

On motion of Mr. M^cAfee,

Resolved, that a committee of five members, be appointed to inquire into the expediency of distributing the literary fund to the several counties of this State, and that they have leave to report by bill or otherwise.

Whereupon,

Messrs. M^cAfee, Egan, Scott, Bingaman and Gordon, were appointed.

Mr. Irwin gave notice, that he will on Saturday next ask leave, to introduce a bill to be entitled "an act to incorporate medical societies, and for the purpose of regulating the practice of Physic and Surgery in this State."

Mr. Gwin^g gave notice, that he will on to-morrow ask leave to introduce a bill to be entitled "an act to change certain election precincts in the county of Pike therein named.

Mr. Bingaman called for the consideration of a resolution, which was ordered to lay on the table, proposing to constitute a joint committee from both houses, to prepare a bill making provisions for the holding a General Convention in this State.

Mr. Webber proposed to amend said resolution as follows:—

Strike out all after the word "State."

Mr. Gordon moved that said resolution lie on the table.

And after some discussion on the motion to lie on the table. A motion was made by Mr. M^cAfee; that the House adjourn till 3 o'clock, P. M.

And was decided in the affirmative.

So the House adjourned.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

And resumed the consideration of the motion made by Mr. Gordon, prior to the adjournment of the House on this evening; that the resolu-

on proposing to constitute a joint committee from both Houses to prepare a bill making provisions for the holding a General Convention in this State lie on the table; and after some discussion on the motion made by Mr. Gordon,

The question was taken thereon,
And was decided in the affirmative.

Mr. Tucker, according to notice given, asked and obtained leave to introduce a bill to be entitled "an act to extend the limits of Lowndes county."

Which was read the first time.

Mr. Bingaman presented a memorial from the Bank of the State of Mississippi.

Which was read.

On motion of Mr. Bingaman,

Ordered, that said memorial lie on the table, and that two hundred and fifty copies be printed for the use of this House.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER,

I am directed to inform this House, that the Senate have given leave to introduce bills of the following titles, to wit:

A bill to be entitled

An act to amend an act entitled an act to reduce into one the several acts concerning Last Wills and Testaments, the duties of Executors, Administrators, and Guardians, and the rights of Orphans, and other Representatives of deceased persons; passed Nov. 26, 1811.

Also, a bill to be entitled,

"An act to alter and amend an act entitled an act to reduce into one the several acts concerning patrols. Passed June 26, 1822."

And, a bill to be entitled

"An act to provide for the leasing the Seminary lands in the State of Mississippi, and for other purposes."

And then he withdrew.

A message from the Governor, by Mr. Thomas P. Falconer, his private Secretary.

EXECUTIVE CHAMBER,
Jackson, Nov. 24, 1831 }

Gentlemen of the Senate and House of Representatives:

I transmit to you a report of the Secretary of State, on the subject of vacancies in civil offices, which have occurred in the recess of the General Assembly, and which have been filled according to the Constitution, by the Executive; of such vacancies where no appointment has been made; also, of such offices where the term of appointment has not yet expired, but will require to be provided for by election during the present session.

GERARD C. BRANDON.

SECRETARY'S OFFICE,
Jackson, Nov. 24, 1831.

His Excellency GERARD C BRANDON.

SIR—I have the honor to hand you herewith, a statement of the appointments made by the Executive in the recess of the General Assembly, in the year 1831, and of vacancies which require to be filled by the present Legislature.

I am very respectfully,

Your obedient servant.

(Signed)

JOHN A. GRIMBALL,
Secretary of State

A list of appointments made by the Executive during the recess of the Legislature, in the year 1831, and of vacancies that now exist.

February 26.

William E. Wyche, was appointed an Associate Justice of the County Court, of Yazoo county, vice R. P. G. Perkins, who refused to accept.

March 19,

Samuel Jayne was appointed an Associate Justice of the County Court of Lawrence county, vice Wilson Cooper resigned.

March 24.

Hamilton Cooper was appointed an Associate Justice of the County Court of Rankin county, vice John W. Brown removed from the county.

April 19.

Phillip Dixon was appointed Judge of Probate for Jefferson county, vice John L. Irwin resigned.

May 28,

Thomas P. Falconer, was appointed Judge of Probate for Wayne county, vice James Patton deceased.

May 28.

John Watts was appointed an Associate Justice of the County Court of Wayne county vice Thomas P. Falconer promoted, July 23.

July 23.

Edward B. Noble was appointed an Associate Justice of the County Court of Hinds County, vice Hugh McGowen resigned.

July 23

James Johnson was appointed an Associate Justice of the County Court of Hancock county, Charles Nicaisee resigned.

August 13th.

James Sims was appointed an associate justice of the county court of Lowndes county, vice Micajah Brooks, resigned.

September 28th.

William H. Hanna was appointed judge of probate for Madison county, vice Solomon Higginbotham, deceased.

October 3th.

Stephen H. Johnson was appointed an associate justice of the county court of Copiah county, vice Lewis Parker, deceased.

November 1st.

William L. Sharkey was appointed judge of the first judicial district, vice Joshua Child, resigned.

March 24.

Alexander C. Henderson was appointed an associate justice of the county court of Adams county, vice James Green, resigned.

June 10th.

William Evans was appointed judge of probate for Jones county, vice Adam Shows, removed.

James McCormack was appointed an associate justice of the county court of Jones county, vice William Evans, promoted.

August 13th.

Robert Jones was appointed judge of probate for Covington county, vice John McGuffee, resigned.

June 21st.

William Stanton was appointed an associate justice of the county court of Adams county, vice Alexander C. Henderson, who refused to accept.

October 15th.

Richard Hurst resigned the office of associate justice in Amite county and no appointment has been made to fill the vacancy.

October 19th.

Duncan McLaurin, late judge of probate of Simpson county, resigned, and said office is now vacant.

October 27th.

George D. Gaines resigned the office of associate justice in Perry county, and no appointment has been made to fill the vacancy.

November 3d.

Asa Hartfield, late judge of probate of Perry county, resigned, and said office is now vacant.

The following offices will require to be filled by the present session of the General Assembly, as the terms for which the incumbents were respectively elected will expire in the following order, viz:

The office of District Attorney of the fourth judicial district, on the 1st February, 1832.

That of Auditor of Public Accounts on the 6th January, 1832.

That of State Treasurer on the 14th January, 1832.

That of Secretary of State, on the 15th January, 1832.

All of which is respectfully submitted.

(Signed,)

JOHN A. GRIMBALL,
Secretary of State.

EXECUTIVE CHAMBER,

Jackson, 24th Nov. 1831. }

Matthew D. Patton resigned the office of Adjutant General of the State on the 23d instant, and said office is now vacant.

GERARD C. BRANDON. ✓

The said message, with the documents accompanying it, was read; and

On motion of Mr. Smith,

Ordered to lie on the table.

Mr. Coffee, according to notice given, asked and obtained leave to introduce the following bills, viz:

A bill to be entitled

“An act making appropriations to clear out a road through Pearl River Swamp, and for other purposes.”

A bill to be entitled

“An act to authorize the county court of Rankin county to levy a special tax, and for other purposes;” and

A bill to be entitled

“An act to change an election precinct in the county of Rankin.”

Which were severally read the first time.

On motion of Mr. Granberry, of Copiah,

Resolved, That the Clerk of the House be instructed to inform the Senate that the Secretary of State has transmitted to the Speaker of the House of Representatives returns of the election for Governor and Lieutenant Governor, and that the House of Representatives will be ready to receive the Senate in the Representative Hall, on Friday next, at eleven o'clock, A. M. for the purpose of opening and publishing the same.

Mr. Gordon gave notice that he will, on to-morrow, ask leave to introduce a bill to be entitled

“An act to authorize the appointment of a commissioner or commissioners out of this state to take the acknowledgment and proof of deeds and instruments of writing under seals and depositions.”

Mr. Egan gave notice that he will, on Monday next, ask leave to introduce a bill to be entitled

“An act to incorporate a company for the purpose of establishing a turnpike road over the Bayou Pierre, on the road leading from Gallatin to Natchez.”

Mr. Maury gave notice that he will on to-morrow ask leave to introduce the following bills, viz:

A bill to be entitled

“An act to alter the mode of compensating district attorneys, and for the more effectual prevention of offences.”

And a bill to be entitled

“An act to repeal the seventh section of an act entitled an act to prevent trespasses in certain cases, and declaring what shall be deemed a lawful enclosure.”

Mr. McAfee submitted the following resolution:

Which was read.

Resolved, with the concurrence of the Senate, that the two Houses convene in the Representative Hall on Saturday next, at 11 o'clock, A. M. for the purpose of electing officers to fill the several vacancies enumerated in the message of the Governor of this day.

Mr. Claiborne gave notice that he will, on Saturday next, ask leave to introduce a bill to alter and amend the Militia Law of this State.

Then the House adjourned.

Friday, 25th November, 1831.

The House met pursuant to adjournment.

Mr. Gibson, of Washington, presented the petition of Amos Moore, praying the Legislature to memorialize the Congress of the United States to grant him a donation of one section of land.

Which was read and referred to a select committee of three members;

And Messrs. Gibson, of Washington, Gibson, of Warren, and Walton, were appointed pursuant thereto.

Mr. Sparks presented the petition of William W. Walton, praying the passage of an act granting to Henry Gilham, a minor under the age of twenty-one years, all the rights and privileges of a citizen of the age of twenty-one years and upwards.

Which was read and referred to a select committee of three members.

And Messrs. Sparks, Walton and Tucker were appointed pursuant thereto.

Mr. Higgason presented the petition of sundry citizens of Monroe county, praying that an act may be passed to establish an additional election precinct at N. Douglass' in said county;

Which was read and referred to the committee raised on election precincts.

Mr. Granberry, of Copiah, presented the petition of Jacob Haley and other citizens of Copiah County, praying that an act may be passed, changing the place for holding elections from Jacob Haley's to Thomas Cottingham's, in said county.

Which was read and referred to the committee on election precincts.

Mr. Webber, from the committee of Ways and Means, made the following report:

MR. SPEAKER:

The committee of Ways and Means, to whom was referred so much of the Governor's Message as relates to the Contingent fund, have had the same under consideration, and have directed me to report that an appropriation ought to be made by law to meet the deficit of one hundred and thirty-eight and 29 | 100 dollars in the contingent fund of the present year, and that the same ought to be referred to the Committee on Accounts, with instructions to include the same in the General Appropriation Bill. I am also directed by said committee to report a bill making provision by law for the Contingent Fund in future.

On motion of Mr. Webber,

Ordered, That said report be received and agreed to.

Whereupon,

The bill to be entitled

"An act to amend an act entitled an act to provide for a contingent fund of the Executive department, and for the publication and distribution of the laws and journals," passed January 21st 1823, embraced in said report,

Was read the first time.

Mr. McDonald, from the committee to whom was referred the petition

of Sarah Smith, on the subject of her son, a deaf and dumb mute, reported that the committee have had the same under consideration, and have instructed him to report a Bill to be entitled

"An act concerning Thomas Smith, a deaf and dumb mute of Jackson county."

On motion of Mr. McDonald,

Ordered, That said report be received and agreed to.

Whereupon,

Said bill was read the first time.

Mr. Maury, from the committee to whom was referred the petition of the officers and members of Washington Lodge, No. 3., in the town of Port Gibson, reported that the committee had had the same under consideration, and had instructed him to report a bill to be entitled

"An act to incorporate the officers and members of Washington Lodge, No. 3., in the town of Port Gibson, in Claiborne county.

On motion of Mr. Maury,

Ordered, That said report be received and agreed to.

Whereupon,

Said bill was read the first time.

Mr. Claiborne, from the committee to whom was referred the petition of R. C. Randolph, praying the passage of an act authorizing and empowering him to sell the property of his infant daughter, Jane Randolph, reported that the committee have had the same under consideration, and have instructed him to report a bill to be entitled

"An act to enable the guardian of Jane Randolph to sell real and personal property."

On motion of Mr. Claiborne,

Ordered, That said report be received and agreed to.

Whereupon,

Said bill was read the first time.

The engrossed bills entitled to wit:

"An act to authorize the removal of the property of the heirs of James Knox, deceased, into the State of Louisiana," and

"An act to alter the time of holding the county courts in the county of Hinds,"

Were read the third time, and passed with their titles as stated.

Ordered, that the clerk acquaint the Senate therewith, and desire their concurrence therein.

The bill to be entitled

"An act to authorize the trustees of Hampden Academy to lease the sixteenth section in township five, range two, West, in the Choctaw district, was in order for a committee of the whole house.

On motion of Mr. Scott,

Ordered, That the order of the day on said bill be postponed until Monday next.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill to be entitled

"An act to authorize the County Court of Warren county to levy a special tax for the purpose of erecting a poor house in said county."

And, after some time spent therein,

The Speaker resumed the chair,

And Mr. Pemble reported, that the committee of the whole house had had said bill under consideration, and had instructed him to report the same without amendment.

Which report having been received and agreed to, was,

On motion of Mr. Coffee,

Ordered to be engrossed, and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act to authorize the County Court of Hinds to levy a special tax and for other purposes."

And, after some time spent therein,

The Speaker resumed the chair, and Mr. Smith reported that the committee of the whole House had had said Bill under consideration, had made sundry amendments thereto, and had instructed him to report the same amended.

On motion of Mr. Smith,

Ordered that said report be received.

Whereupon,

The said amendments were read and concurred in by the House.

On motion of Mr. Scott,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole house, on the bill to be entitled

"An act to subject lands and tenements to the satisfaction of judgments rendered by a justice of the peace."

And, after some time spent therein,

The Speaker resumed the chair, and Mr. Higgason reported that the committee of the whole house had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Higgason,

Ordered that said report be received and agreed to.

On motion of Mr. Green,

Ordered, That said bill be recommitted to the committee on the Judiciary.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

I am directed to inform this House that the Senate have rejected "A resolution" from the House of Representatives appointing a joint committee to act on that part of the Governor's message, relative to a penitentiary.

And that the Senate have concurred in the resolution from this house for both houses to assemble in the Representative Hall this day at 11 o'clock, for the purpose of opening and publishing the returns of the election for Governor and Lieutenant Governor.

And then he withdrew.

According to the order of the day, the House resolved itself into a com.

mittee of the whole house, on the bill to be entitled

"An act to repeal an act entitled an act to provide for the election of a public printer, prescribe his duties, and fixing the prices of the public printing."

And, after some time spent therein,

The Speaker resumed the chair, and

Mr. Gordon reported that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Gordon,

Ordered, That said report be received.

On motion of Mr. Stockton,

Ordered, that said bill be re-committed to a select committee of three members.

And Messrs. Stockton, Green and Gwin were appointed pursuant thereto.

According to the order of the day, the House resolved itself into a committee of the whole house on the bill to be entitled

"An act to amend an act entitled an act for the punishment of crimes and misdemeanors," passed June 14th, 1822.

And after some time spent therein,

The Speaker resumed the chair,

And Mr. Bingaman reported that the committee of the whole house had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Bingaman,

Ordered, that said report be received.

Whereupon,

The said amendments were severally read and concurred in by the House.

On motion of Mr. Gordon,

Ordered, that the said bill be re-committed to the committee on the judiciary.

The hour of eleven o'clock, A. M., having arrived, and the said hour having been set apart for the opening and publishing the votes for Governor and Lieutenant Governor, in a resolution adopted on yesterday, the clerk notified the Senate that the House of Representatives were ready to receive them in their Hall.

And thereupon,

The Senate appeared and took the seats assigned them, when, in the presence of both Houses, the Speaker proceeded to open and publish the votes for Governor and Lieutenant Governor, when it appeared upon the addition of the votes for Governor, that

Abram M. Scott had	-	-	-	-	-	3953
Hiram G. Runnels,	-	-	-	-	-	3711
Charles Lynch,	-	-	-	-	-	2902
Wm. P. Harris,	-	-	-	-	-	1449
Adam Gordon,	-	-	-	-	-	492

For Lieutenant Governor.

Fountain Winston had,	6721
John H. Norton,	4746

Whereupon,

The Speaker of the House announced to the two houses that Aram M. Scott was legally and constitutionally elected Governor of the State of Mississippi, for the constitutional term next ensuing, and that Fountain Winston was legally and constitutionally elected Lieutenant Governor for the same period.

And then the Senate retired to their chamber.

And the House adjourned till three o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

The Speaker laid before the House a communication in writing, from the Auditor of Public Accounts, which is as follows:

AUDITOR'S OFFICE, JACKSON, Nov. 26, 1831.

In obedience to a resolution of the Senate requiring the Auditor of Public Accounts, and State Treasurer to lay before them their respective reports as Auditor and Treasurer on this day. I have the honor respectfully to submit the following report of the receipts and disbursements of the State from the 10th November 1830, to the 10th inst., inclusive.

RECEIPTS.

Received on account of the State Tax,	\$53,574 44
Received on account of Sam'l. C. Wooldridge,	3,500 00
Received on account of slaves sold as Merchandize,	3,131 23 1-2
Received on account of Hawkers and Pedlers.	800 00
Received on account of Merchandize sold at auction,	23 69 3-4
Received on account of Billiard Tables,	250 00
Received on account of the Bank of the State of Mi.	6,900 00
Received on account of the Literary Fund Tax,	6,332 50
Received on account of fines, forfeitures and amercements,	1,297 12 1-2
Received on account of Seminary lands,	1,770 60 3-4
Received on account of the three per cent. fund	5,457 94
Balance in the Treasury 10th Nov. 1830,	13,253 10
	107,290 04 1-2

DISBURSEMENTS.

Disbursed on account of the Executive Department,	\$6,935 50
Disbursed on account of the Legislative Department,	11,765 00
Disbursed on account of the Judiciary Department,	20,323 26 1-4
Disbursed on account of Appropriations,	4,343 77 1 4
Disbursed on account of the Literary Fund,	7,160 00
Disbursed on account of the three per cent. fund,	9,326 84 1-2
Disbursed on account of the Contingent fund,	1,500 00
Disbursed on account of the Bank of the State,	1,230 00
Disbursed on account of the Militia,	583 17 1-2
Disbursed on account of the deaf and dumb,	250 00
Disbursed on account of the Seminary lands,	172 59
Disbursed on account of the State of Mi.	1,259 52
	\$64,849 57 1-2

Leaving a balance in the Treasury of

\$42,440 47

The amount of disbursements deducted from the total amount of receipts, shews the balance in the treasury to be on the 10th inst. forty two thousand four hundred and forty dollars and forty seven cents.

The amount of disbursements on account of the literary and three per cent. funds, were vested by His Excellency in the purchase of stock in the Planters Bank of the State of Mississippi, and should not be rated among the expenditures of the State. The amount so vested, deducted from the total amount of disbursements, leaves \$48,362 73 cents. In settling with the collectors of 'ast year, I credited their accounts with \$5,570 04 cts. without warrant upon the Treasury, for the promiscuous vouchers presented by them. Add the amount to the \$48,362 72 cts. and it will shew the actual expenditures of the State to be \$53,932 77 cts. during the above period.

Statement A exhibits the balances due to and from the State. Statement B exhibits the total number and valuations of the several subjects of taxation, with the amount of tax due on them in each county, and the total amount of revenue due the State, from the assessments of the present year.

In pursuance of the 28th section of "an act to establish a Planters Bank in the State of Mississippi," I visited that institution to ascertain the progress made in carrying into effect the objects contemplated by its charter, and beg leave to refer your honorable body to statement C. for an exhibition of its operations, from the commencement up to the 8th inst.

The location of the Planters Bank in the same city, with the mother Bank of the State of Mississippi, and the Branch Bank of the United States, subjects it to a specie demand for every dollar of paper it issues, and will probably limit its loans for a short time to the amount of specie capital, because money may be borrowed of the Planters Bank to pay debts due to the other Banks, and so soon as the paper of the Planters Bank is paid into either of them, a demand of specie can be made. The safety, and ultimate utility of the Planters Bank, demand, therefore, that accommodations for large sums, and for long periods, should not be granted to individuals, until it creates and organizes its branches, and establishes a credit both at home and abroad, sufficiently permanent, to justify the liberal policy anticipated by its friends. I feel confident, the talents and zeal enlisted in the direction of the Planters Bank, promise to the State from that institution a productive source of revenue, and to her citizens additional facilities in the arrangement of their mercantile and other pecuniary transactions.

In the further discharge of the duty enjoined upon me by law, I submit with much diffidence and respect the following suggestions to the consideration of the General Assembly.

1st. Many claims are presented to the Auditor's office for allowance, by the jailors of the different counties for sustenance and other prison fees due them on account of each slave, tried for a criminal offence. There is no law authorizing the payment of such claims out of the State or county Treasuries, unless they be provided for in the 16th section of "an act respecting the appointment and duties of Sheriffs;" It is the opinion of the Attorney General and your Auditor, that the section referred to does

not apply to the imprisonment of slaves, and such was the opinion of the committee of accounts at the last Legislature. These claims are frequently presented to the Legislature for payment after they have been rejected by the Auditor, and are a subject of frequent legislation. I would therefore respectfully suggest to the General Assembly, to pass a law providing for the payment of all costs incident to the trials of slaves out of the county Treasury, of the respective county in which the slave shall be tried.

Such a law, I consider, would be beneficial to the revenue of the State, more convenient for some of her officers, and both just and equal in its operation, because in the county where there are most slaves, the most costs would almost certainly accrue, and the county would be more able to pay them on account of the revenue arising from her slaves.

2nd. I consider it expedient to unite again the offices of assessor and Collector, where they have been severed in these counties, which do not now yield to the State a revenue of three thousand dollars each. By assessing the revenue, a collector becomes better acquainted with the people and their residence, he is thereby better enabled to make his collections within the time prescribed by law—he can better explain and correct any error that should occur, or any omission that should be made in his assessment, and he can afford to discharge the duties of both offices, for less compensation than two persons could. It frequently occurs in the appointment of those officers, that the Assessor and Collector in the same county, are both unacquainted with the people and their homes, is it not reasonable therefore, to suppose that such an Assessor makes many omissions in his assessment which he could and would correct in collecting, having become better acquainted with the people and being responsible too for the correctness of his assessment? And is it not also a reasonable conclusion, that such a collector not being responsible for the assessment would make no inquiry for any whose names did not appear upon his assessment return, as furnished him by the Assessor? In my opinion he would congratulate himself upon finding them and collecting their dues. The door of fraud is equally open to the Collector apart from the Assessor, as to the Assessor and Collector united. The collector can collect all the omissions made by the Assessor, and convert them to his own use—an understanding might take place between them, that many and important omissions could be made, and it would be as difficult to detect such fraud in the Collector as it would be to detect the practice of any fraud in the officer having both offices. But the guards already provided by law, and the rule adopted and strictly adhered to in the Auditors office, to prove the calculation of each individual's tax, and the additions of the whole book, to be correct, render a successful practice of fraud upon the Treasury, by the revenue officers a very remote probability.

3rd. In the opinion of many, the 2nd section of "an act to amend the several acts relative to the public revenue, approved 16th February, 1828, does not apply to that class of pedlers commonly called "Clock Pedlars." This opinion has prevailed to such an extent, that they have never paid any tax for selling the thousands of Wooden Clocks with which they have filled our State.

I have no doubt myself but clocks are "merchandise" as much as any

other article of traffic, or any thing else that is bought and sold. It is also my opinion that those who travel from place to place, to vend clocks are "pedlars, and liable to pay the same tax to the State as other hawkers and pedlars are required to pay. But to quiet all doubt upon the subject, I would respectfully suggest the propriety of placing "clock pedlars" at least on the same footing with other hawkers and pedlars in the State, by a positive law on the subject. I have no disposition to throw any obstacle in the way of individual enterprise—but the selling of clocks is a real source of wealth to the seller, and therefore a fit subject of taxation. The immense profit made upon the great number sold, fully justifies a tax for selling them, and I have no doubt but every clock pedlar will cheerfully bear any burden the State may see proper to impose, proportionate with the privilege she grants.

4th. The revenue law of last session, except so much as prescribes the mode of assessing and collecting, I have the pleasure to state has received the general approbation of the people. Most of the people in every county refused to attend the advertisements of the Assessors; they were, therefore, compelled to make their assessments agreeably to the provisions of the old law, the new law having imposed no penalty on those who refused to obey its requisitions. The law, therefore, afforded the assessors no facilities, but required of them the additional service of advertising and attending the places of advertisement. They have all made satisfactory assessment returns of their respective counties, and claim of the General Assembly additional compensation for their services. I would respectfully ask in their behalf a favorable consideration of the equity of their claims, and suggest the repeal of so much of the last revenue law as prescribes the mode of assessing and collecting the public revenue, for reasons already furnished from a higher source.

5th. I would respectfully suggest to the General Assembly to authorize the Auditor, in future, to pay each assessor of taxes upon his making a complete and satisfactory assessment return of his county to the Auditor's office, the sum of fifty dollars for the first five hundred dollars, or any amount under, with the addition of four per cent. upon every hundred dollars above five hundred and under a thousand dollars; with the addition of three per cent. upon all sums above one thousand and under four thousand dollars; with the addition of two per cent. upon all sums over four and under ten thousand dollars; and with the addition of one per cent. upon all sums over ten thousand dollars. I would, also, further suggest that, in future, the Auditor be authorized to allow each collector in the settlement of his accounts six per centum for the first thousand dollars of State tax by him collected; with the addition of five per centum upon all sums over one thousand and under five thousand dollars; with the addition of four per centum upon all sums over five thousand and under ten thousand dollars; and with the addition of three per centum upon all sums over ten thousand dollars. I believe the above compensation would be sufficient to secure to the State efficient revenue officers; and I also believe it to be better proportioned to the labor performed by them and their responsibilities than any heretofore devised.

6th. If upon comparing the expenditures of the last year, and the

probable expenses of the next, with the amount now in the Treasury, and the probable nett proceeds of the assessments of the present year, it should be deemed expedient by the General Assembly to raise the taxes of the next year, to guard against the inconvenience and embarrassment resulting from an impoverished Treasury; I would respectfully suggest the exemption of all real estate from such additional taxation. I consider the tax on lands and town lots already too high, considering the present unsettled condition of the State, to be proportionate with the tax on the other productive agents of wealth. A considerable portion of the lands now taxed is sterile or much broken, or both, and a large portion of the good entirely uncultivated. Much of the capital vested in them, therefore, is inert and unproductive, and to tax them high would be acting counter to that equitable principle of taxation, which makes the capital most productive of utility most tributary to the burdens of the State. But the large quantity of lands recently purchased in this state, and the still larger shortly to be sold, afford another, and a stronger, reason for their exemption from additional taxation. Purchasers of land of the General Government are exempted from a land tax for five years upon the land purchased.—They enjoy the high privileges of citizenship equally with the oldest settlers of the state.—Their lands are equally fertile and productive, and their climate equally salubrious.—The prices of merchandise and mechanical labor are, at least, equally high in the new towns as in the old—and yet neither the farmer, the merchant, or the mechanic, in the newly settled parts of the state, contributes his equal portion to the revenue of the state. This exemption from an equal participation in the support of their government, they are too patriotic to desire, especially so, when they reflect how long the expenses of both the territorial and state governments have been borne by the citizens of the oldest settled counties, and how much they still continue to bear. As the slave tax operates equally in every section of the State, and as the capital vested in slaves is considered most productive; I would respectfully suggest an additional tax of twelve and one half cents on each slave now taxed. This addition, I think, will be sufficient to enable the Treasury to meet the increased expenditures of the ensuing year, and I believe it the true policy of the state to levy no more revenue than sufficient to meet her expenditures until her fiscal resources are developed.

All of which is most respectfully submitted to your honorable body.

T. B. J. HADLEY,

Auditor of Public Accounts.

(A.) THE BALANCES DUE TO AND FROM THE STATE.							
Due from Thomas Hubert, deceased,	\$45	00		Due from Mississippi Academy,	3,229	17	
" " Alexander Frazier, "	96	88	3-4	" " Alfred Cox,	905	70	
" " John Hankinson and securities,	3,458	96		" " William A. Wood, on account of the			
" " Jordan Gibson, deceased,	72	01	1-4	" " Literary fund	678	62	1-2
" " R. C. Blunt,	50	00		" " Jefferson College,	10,000	00	
" " Saml. Wooldridge, late State Treasurer, and his securities,	1,112	95	1-2	" " The State has 300 shares of stock in			
" " John Love, dec'd, (suit ordered,)	431	22	1-2	" " the Bank of the Mississippi,	30,000	00	
" " Howel Moss, dec'd, (Insolvent)	805	00		" " The State owes that Bank,	20,000	00	

(B.)

NAMES Of the several Counties in the State.	Value of Land.	Value of Town Lots.	Amount of sales of merchandise.	Amount of mo- ney loaned at interest.	Amount of Bank Stock.	Value of plea- sure carriages.	No. of white polls.	No. of free per- sons of color.	SLAVES.	STATE TAX.	
										Dollars.	Cts.
Adams,	780,442	894,437	822,905	353,363	248,500	37,727	581	10	8,391	14,469	21
Amite,	254,543	19,682	53,882	15,609		2,781	559	1	3,061	3,012	85
Claiborne,	754,647	212,985	294,495	56,958	300,000	7,655	731	8	4,586	7,439	85
Copiah,	114,260	14,855	69,116	7,204		315	782	4	1,370	1,678	28
Covington,	23,617	1,085	25,440	988		395	280	1	575	600	28
Franklin,	171,157	14,950	10,081	2,740		1,150	343	1	1,587	1,633	07
Green,	62,718		600	1,080		450	182		343	448	12
Hinds,	79,019	39,030	138,993	4,350		1,700	950	8	2,613	2,684	47
Hancock,	84,539	35,825	10,578	1,976		250	156	7	372	646	94
Jones,	5,748	314	900	1,717			159	1	103	149	86
Jackson,	53,381		2,000	590			106	2	179	297	65

Jefferson,	647,529	113,240	218,600	10,360		6,080	622	3	4,914	5,848	63
Lawrence,	108,536	21,490	47,028	4,329		1,959	472	3	1,740	1,434	04
Lowndes,	47,854		52,114	2,830		180	344		863	927	16
Monroe,	43,010		49,308	530		250	429	2	659	813	38
Madison,	43,371	3,981	66,230	1,649		2,560	534	2	1,979	1,756	78
Marion,	93,654	10,210	28,864	22,554		855	286	7	1,200	1,274	00
Perry,	26,081	1,330	13,499	3,946		340	194	2	557	542	41
Pike,	100,081	12,195	51,714	8,866		1,100	502		1,174	1,362	99
Rankin,	2,092		14,440			35	294	1	293	338	06
Simpson,	18,835	195	14,474	1,974			300	1	424	469	20
Warren,	484,122	181,759	363,973	5,503	300,000	3,005	655	6	3,621	6,045	23
Washington,			1,600				223	1	1,321	916	25
Wayne,	68,658	3,290	13,956	616		1,540	214		751	781	33
Wilkinson,	707,667	137,488	109,921	4,648	150,000	11,345	690	1	6,151	7,089	43
Yazoo,			134,921	2,958		900	705	1	2,119	1,945	44
TOTAL,	4,775,584	1,718,341	2,625,630	517,341	998,500	82,582	11,293	73	50,446	64,604	81

(C) Dr.		STATEMENT OF THE PLANTERS BANK MISSISSIPPI, NOVEMBER 8, 1831.		Cr.	
Cash,	39,980 00	Bank Notes,	39,980 00		
Bills Receivable,	171,787 00	Capital Stock,	314,900 00		
Bank Expense,	708 82	Individual Deposits,	358 09		
Phoenix Bank New York,	1,62,396 30	Profit and Loss,	967 82		
Office Bank, State of Mississippi, at Woodville,	2 08	Literary Fund,	6,597 00		
Office Bank, United States, at New-Orleans	1,324 85	Three per cent. fund,	9,326 84		
Office Bank, United States, at Natchez,	691 08	State of Mississippi,	4,008 34		
Bills of Exchange, Domestic,	4,931 75	Exchange Account,	5,773 77		
	<u>\$381,912 06</u>		<u>\$381,912 06</u>		
Planters Bank, November 8, 1831.		SAMUEL GUSTINE, <i>President.</i>		B. SPRAGE, <i>Cashier.</i>	

The said communication together with the documents marked A. & C. were read, when

On motion of Mr. Stockton,

The reading of document marked B was dispensed with.

Mr. Webber moved that five hundred copies of the said communication be printed for the use of this House.

Mr. Higgason moved that one thousand copies thereof be printed, but his motion did not prevail; and the question was taken on the motion made by Mr. Webber to have five hundred copies printed,

And was decided in the affirmative.

On motion of Mr. Webber,

Resolved, that a committee of three be appointed to report upon the documents accompanying the Auditor's Report and that said committee report such as in their opinion ought to be printed.

And Messrs. Webber, Smith and Conant were appointed pursuant thereto.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

I am requested by the Senate to inform you that they have concurred in the resolution from this House, respecting the Planters Bank of the State of Mississippi, and have appointed on their part Messrs. Sterling, Caldwell, Smith and Dunbar, to act jointly with the committee on the part of the House.

The Senate have concurred in the resolution respecting highways, bridges and ferries, and have appointed on their part, Messrs. Dunbar, Kennedy, Trotter and Gwin, to act jointly with the committee on the part of the House.

And then he withdrew.

Mr. Pemble, from the committee on enrolled bills made the following report;

MR. SPEAKER:

The committee on enrolled bills, have on this day, examined a bill of the following title, to wit:

A bill to be entitled,

An act to provide for the drawing of a Venire facias, for the November term of Madison Circuit Court, for the year 1831—

And have found the same correctly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, that the clerk carry the said bill to the Senate, for the signature of the President thereof.

By leave of the House, Mr. Green presented the petition of Daniel Keith, praying the passage of an act authorizing and empowering him to sell and convey two tracts of land, the property of his two sons, under the age of twenty-one years; which was read and referred to a select committee of three members; and pursuant thereto, Messrs. Green, Sparks and Carr were appointed.

The speaker laid before the House a communication, in writing, from the State Treasurer,

Which was read and is as follows.

TREASURER'S OFFICE, }
JACKSON, 25TH NOV'R. 1831. }

To the Honorable M. F. Degraffenreid,

Speaker of the House of Representatives:

SIR: I have the honor to tender you herewith enclosed, to be laid before the honorable body over which you preside, a report of the fiscal year up to the 9th day of the present month, inclusive; and have the honor to be, most respectfully,

Your obedient servant,

JAMES PHILLIPS, *State Treasurer.*

To the Honorable the House of Representatives of the State of Mississippi:

Pursuant to a resolution of your honorable body, adopted on the 22d inst., and also in conformity to the provisions of the several statutes of this State, relative to the 'duties of Treasurer and Auditor of Public Accounts,' I have the honor to lay before you, for the consideration of the General Assembly, the following

REPORT.

In entering upon the discharge of this duty, your Treasurer is sustained in the remark, that the Treasury, tho' not over abundant in its resources, has, nevertheless, been able to meet and promptly discharge all the legitimate demands against it during the past year; and to exhibit, as shewn below, a nett balance, on the 9th inst., in its favor, of forty two thousand four hundred and fifty-seven dollars, eighty-nine and on half cents; subject to such application as may correspond with the views of the General Assembly: and should the present ratio of taxation remain unaltered, we cannot but look forward with pleasing anticipation, to the gradual augmentation of the Revenue, from the rapid and continued growth of the wealth, population, and the consequent taxable capital which is destined to mark the future progress of our State.

I herewith subjoin, for the inspection of the General Assembly, an accurate expose of the receipts and disbursements of the Treasury, from the 10th day of November, 1830, (the day on which the last Treasury report was made,) up to the last day of February, 1831, inclusive, (the same being the end of the fiscal year); and also from that period down to the 9th day of the present month, inclusive; exhibiting at one view, the nett balance in the Treasury at each of those respective periods.

Amount remaining in the Treasury on the tenth day of	
November, one thousand eight hundred and thirty, and	
transferred to new acct. and placed to the credit of the	
State on that day, as shewn by Treasurer's report of that	
date.	\$17,475 52 3-4
Amount received on account of State Taxes, from the 10th	
day of November, 1830, up to the 28th day of Febru-	
ary, 1831, inclusive,	60,535 07 1-4

Amount received on account of fines, forfeitures, and other sources accruing to the Literary Fund, during the same period, - - - - -	6,773 08 3-4
Amount received on account of moneys arising from the rents of Seminary lands during the same period, - - - - -	457 08 3-4
Equal to \$85,241 01 1-2	

DISBURSEMENTS under the various heads of public expenditures during the same period, and sustained by Auditor's Warrants on file:

Disbursed on account of Legislative Department from the 10th day of November, 1830, to the 28th day of February, 1831, inclusive, - - - - -	\$10,189 00
Disbursed on account of Executive Department, during the same period, - - - - -	1,575 00
Disbursed on account of the Judiciary Department, during the same period, - - - - -	7,058 26 1-4
Disbursed on account of appropriations, during the same period, - - - - -	3,270 08 1-2
Disbursed on account of the Literary Fund, during the same period, - - - - -	5,400 00
Disbursed on account of the Militia, during the same period, - - - - -	283 67 1-2
Disbursed on account of the three per cent. Fund, during the same period, - - - - -	3,868 90 1-2
Disbursed on account of Seminary Lands, during the same period, - - - - -	172 50
Disbursed on account of the Contingent Fund, during the same period, - - - - -	1,500 00
Disbursed on account of the Bank of the State of Mississippi, for the same period, - - - - -	1,230 00
Disbursed on account of the Deaf and Dumb of the State, during the same period, - - - - -	75 00
Disbursed on account of the State of Mississippi, during the same period, - - - - -	948 38
Equal to \$35,570 80 3-4	

\$49,670 20 3-4

Which shews there to have been a balance, on the close of the fiscal year 1830, of	\$49,670 20 3-4
--	-----------------

Which amount was transferred to new account, and placed to the credit of the State, on the commencement of the fiscal year, viz: 1st. March, 1831,	\$49,670 20 3-4
Amount received on account of State Taxes, from the 1st day of March to the 9th day of November, 1831, inclusive. - - - - -	7,578 14 1-2

Amount received on account of Literary Fund, during the same period, - - - - -	827 79
Amount received on account of the three per cent. Fund, during the same period, - - - - -	5,457 94
Amount received on account of Seminary lands, during the same period, - - - - -	1,313 24
Amount received on account of the Bank of the State of Mississippi, during the same period, - - - - -	6,900 00
Equal to \$71,747 32 1-4	

DISBURSEMENTS, under the various heads of public expenditures during the same period—the payments being sustained by Auditor's Warrants on file:

Disbursed on account of Legislative Department, -	\$1,576 00
Disbursed on account of Executive Department, -	5,360 50
Disbursed on account of Judiciary Department, -	13,325 48
Disbursed on account of Appropriations, - - -	1,073 68 3-4
Disbursed on account of the Literary, - - -	1,720 00
Disbursed on account of the three per cent. Fund, (the same being vested in Bank Stock,) - - -	5,457 94
Disbursed on account of the Militia, - - -	287 50
Disbursed on account of the Deaf and Dumb children of the State, - - - - -	175 00
Disbursed on account of the State of Mississippi, - - -	313 32
Equal to \$29,289 42 3-4	

Exhibiting a balance in the Treasury on the 9th of the present month, inclusive, of \$42,457 89 1-2

The surplus of the Literary and three per cent. Funds, have, from time to time, been regularly vested in Bank Stock, agreeably to the provisions of the several statutes upon those subjects.

All of which, with due deference, is

Most respectfully submitted.

JAMES PHILLIPS,
State Treasurer.

On motion of Mr. Smith,

Ordered, that five hundred copies of said report be printed for the use of this House.

Mr. Pemole made the following report:

MR. SPEAKER:

The committee on enrolled bills, have on this day presented to His Excellency the Governor, for his approbation and signature, a bill to be entitled an act to provide for the drawing of a Venire facias, for the November term of Madison Circuit Court, for the year 1831.

The following message was received from the Governor, by Thomas F. Falconer, his private Secretary.

MR. SPEAKER:

I am pleased by His Excellency the Governor to inform the House of Representatives, that he did on this day approve and sign, an act to provide for the drawing of Venue facias for the November term of Madison Circuit Court, for the year 1831.

Which originated in the House of Representatives.

And then he withdrew.

Mr. Webster made the following report:

MR. SPEAKER:

The select committee to whom the documents accompanying the Auditor's Report were referred, with instruction to report such as in their opinion ought to be printed, have had the same under consideration and have directed me to report the following resolution:

Resolved that the documents accompanying the Auditor's report, to wit: Schedules A, B & C, ought to be printed, and that the clerk cause five hundred copies thereof to be printed.

Resolution of Mr. Webster.

Ordered that said report be received.

And thereupon,

The said resolution was read and adopted by the House.

Mr. Conant, from the select committee to whom was referred so much of the Governor's message as refers to the commissioners to negotiate a State loan, reported that the committee had had the same under consideration, and had instructed him to report a resolution relating to the commissioners, to negotiate the State loan.

On motion of Mr. Conant,

Ordered, that said report be received.

Whereupon,

Said resolution was read the first time.

The bill to be entitled

"An act to authorize the stockholders of the Bank of the State of Mississippi, to close their affairs with as much advantage to the public and as little inconvenience to the individual stockholders as possible," was in order for a committee of the whole House.

On motion of Mr. Bingham,

Ordered, that the committee of the whole House be discharged from the order of the day on said bill, and that its farther consideration be postponed until Tuesday next.

The bill to be entitled

"An act to incorporate Baker's Creek Baptist Church, in the county of Hinds, was in order for a second reading.

Mr. Green moved that the reading of the title of said bill be considered its reading.

The Speaker decided said motion to be out of order—

And thereupon,

The said bill was read the second time.

On motion of Mr. Scott,

Ordered, that said bill be engrossed and made the order of the day for its third reading on to-morrow.

The bill to be entitled

"An act requiring the Governor of the State to keep his office at the seat of Government,

Was read the second time.

On motion of Mr. Conant,

Ordered, that said bill be engrossed and made the order of the day for its third reading on Monday next.

The bill to be entitled an act to extend the limits of Lowndes county

Was read the second time.

On motion of Mr. Tucker,

Ordered, that said bill be engrossed and made the order of the day for its third reading on Monday next.

The bill to be entitled

An act to authorize the County Court of Rankin county to levy a special tax, and for other purposes, was in order for a second reading.

Mr. Coffee moved that the reading of said bill be dispensed with, and that it be read by its title.

But after some discussion thereon, he withdrew said motion, and moved that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

And the question being taken thereon,

It was decided in the affirmative.

The bill to be entitled

"An act making appropriations to clear out a road through Pearl river swamp, and for other purposes"—

Was read a second time.

On motion of Mr. Coffee,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for Monday next.

The bill to be entitled

"An act to change an election precinct in the county of Rankin"—

Was read the second time.

On motion of Mr. Coffee,

Ordered, that said bill be referred to the select committee raised on election precincts.

The joint resolution proposing to go into an election of officers on Saturday next, at 11 o'clock, A. M. to fill the vacancies enumerated in the message of the Governor, of yesterday—

Was read the second time.

Mr. Egan proposed to amend said resolution, as follows:

Strike out "Saturday" and insert "Thursday."

Mr. Bingaman called for a division of the question:

And the vote was taken on the first member in the proposed amendment,

And was decided in the negative.

Mr. Smith moved the following amendment to said resolution:

"Except associate justice for Amite county."

And the question being taken thereon,

It was decided in the affirmative.

The question then recurred on the passage of the resolution, as amended, when a discussion arose, and

Mr. Green moved that said resolution lie on the table.

Which was decided in the affirmative.

Mr. Gordon, agreeably to notice given, asked and obtained leave to introduce a bill to be entitled

"An act to authorize the appointment of a commissioner or commissioners out of this state to take the acknowledgment and proof of deeds and other instruments of writing under seal, and depositions."

Which was read the first time.

Mr. Egan moved that the House adjourn.

And the question thereon being taken,

It was decided in the negative.

Mr. Pemble, agreeably to notice given, asked and obtained leave to introduce a bill to be entitled

"An act amendatory of the laws prescribing the duties of Rangers."

Which was read the first time.

Mr. Webber, from the select committee to whom was referred the bill to be entitled

"An act to establish an additional election precinct in the county of Hinds"—

Reported that the committee had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Webber,

Ordered, that said report be received.

Whereupon,

Said amendment was read, and concurred in by the House.

On motion of Mr. Webber,

Ordered, that said bill be indefinitely postponed.

Mr. Scott, agreeably to notice given, asked and obtained leave to introduce bills with the following titles, viz:

A bill to be entitled

"An act further to amend an act entitled an act to alter and amend the one hundred and twentieth section of an act entitled an act to reduce into one the several acts and parts of acts concerning the establishment, jurisdiction and powers of the superior courts of law, passed June 28th, 1822, and for other purposes, passed December 16th, 1830."

A bill to be entitled

"An act to amend an act entitled an act concerning attorneys and counsellors at law, passed June 25th, 1822."

Which were read the first time.

Mr. Barry, according to notice given, asked and obtained leave to introduce bills with the following titles, viz:

A bill to be entitled

"An act to alter the mode of compensating district attorneys, and for the more effectual prevention of offences."

A bill to be entitled

"An act to repeal the seventh section of an act entitled an act to prevent trespasses in certain cases, and declaring what shall be deemed a lawful enclosure."

Which were read the first time.

Mr. Rankin gave notice that he will, on Monday next, ask leave to introduce a bill to unite the offices of sheriff and tax collector, in Marion county.

Then the House adjourned.

Saturday, November 26, 1831.

The House met pursuant to adjournment.

Mr. McRae presented the account of Asa Woodward, sheriff of Green county, praying that an act may be passed granting him the allowance of one hundred and ten dollars and sixty-two and a half cents, for services rendered, and expenses incurred in conveying John Johnson, a prisoner convicted of murder, from the jail of Green county to the jail of Adams county.

On motion of Mr. McRae,

Ordered, that the reading of said account be dispensed with, and that it be referred to the committee of claims.

Mr. Stockton presented the account of John Jennings, jailor of Claiborne county, praying the passage of an act granting him an allowance for jail fees, and victualling certain prisoners therein named.

On motion of Mr. Stockton,

Ordered, that the reading of said account be dispensed with, and that it be referred to the committee of claims.

Mr. Webber presented the petition of the Commissioners of the Company for the improvement of the navigation of the Homochitto river, praying that an act may pass repealing all acts which contravene the provisions of the act approved the 16th December, 1831, and an appropriation for internal improvements."

Which was read, and referred to a select committee of six members:

And Messrs. Webber, Bingaman, Claiborne, Gordon, Smith, and Pemble were appointed pursuant thereto.

Mr. Rankin, from the select committee to whom was referred the petition of Henry Henninger, praying for the passage of an act preventing the road commissioners of Marion county from cutting a road through his land—

Reported, that the committee had had said petition under consideration, and had instructed him to report a bill to be entitled

"An act to authorize Henry Henninger to erect gates on a certain road therein named."

On motion of Mr. Rankin,
Ordered, that said report be received.

Whereupon,
Said bill was read the first time.

Mr. Maury, from the committee to whom was committed the bill to be entitled

"An act to amend the laws now in force in relation to the mode of electing sheriffs and coroners"—

Reported, that the committee had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Maury,
Ordered, that said report be received.

And thereupon,
The said amendment was read, and concurred in by the House.

On motion of Mr. Maury,
The rule was dispensed with, and said amendment was read a second time.

On motion of Mr. Maury,
Ordered, that the said bill be committed to a committee of the whole House, and made the order of the day for Monday next.

Mr. Claiborne, from the select committee to whom was referred the bill to be entitled

"An act concerning runaway slaves"—

Reported, that the committee had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Claiborne,
Ordered, that said report be received.

And thereupon,
Said amendments were read, and concurred in by the House.

On motion of Mr. Claiborne,
The rule was dispensed with, and said amendments were read a second time.

On motion of Mr. Claiborne,
Ordered, that the said bill be re-committed to a committee of the whole House, and made the order of the day for Monday next.

Mr. Webber, from the committee to whom was referred the bill to be entitled

"An act to change an election precinct in the county of Rankin"—

Reported, that the committee had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Webber,
Ordered, that said report be received.

And thereupon,
Said amendment was read, and concurred in by the House.

On motion of Mr. Webber,
Ordered, that said bill lie on the table.

Mr. Webber made the following report:

MR. SPEAKER:

The committee to whom was referred the petition of David Bennet and others, of Monroe county, praying that an additional election precinct may be established, and the petition of Jacob Haley and others, of Copiah county, praying that an election precinct therein may be changed—have had said petitions under consideration, and have instructed me to report, that they have had the same under consideration, and have made provision agreeably to the prayer of said petitions, in a bill to be reported on the subject of election precincts.

On motion of Mr. Webber,

Ordered, that said report be received and agreed to.

The engrossed bills, with the following titles, viz:

A bill to be entitled

“An act to authorize the County Court of Warren county to levy a special tax, for the purpose of erecting a poor-house in said county.”

A bill to be entitled

“An act to authorize the County Court of Hinds county to levy a special tax, and for other purposes.”

And a bill to be entitled

“An act to incorporate Baker’s Creek Baptist Church, in the county of Hinds”—

Were severally read the third time, and passed with their titles as stated

Ordered, that the Clerk notify the Senate thereof, and request their concurrence therein.

Mr. Green, from the committee to whom was referred the petition of Daniel Keith, a citizen of Madison county, praying the passage of an act authorizing and empowering him to sell two tracts or parcels of land, the property of his two sons, who are under the age of twenty-one years—

Reported, that the committee had had said petition under consideration, and had instructed him to report a bill to be entitled

“An act to authorize Daniel Keith to sell the real estate of his wards.”

On motion of Mr. Green,

Ordered that said report be received.

Whereupon,

Said bill was read the first time.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

“An act to authorize the County Court of Rankin county to levy a special tax, and for other purposes”—

And after some time spent therein,

The Speaker resumed the chair, and

Mr. Granberry, of Copiah, reported, that the committee of the whole House had had said bill under consideration, and had instructed him to report the same without amendment.

On morion of Mr. Granberry, of Copiah,

Ordered, that said report be received and agreed to.

On motion of Mr. Coffee,

Ordered, That said bill be engrossed and made the order of the day for a third reading on Monday next.

The bill to be entitled

"An act to amend an act entitled an act to provide for a contingent fund of the Executive Department, and for the publication and distribution of the laws and journals," passed January 21st, 1823,

Was read the second time.

On motion of Mr. Webber,

Ordered, That said bill be committed to a committee of the whole house, and made the order of the day for Monday next.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

I am directed to inform this House that the Senate have passed a bill to be entitled

"An act to incorporate the Trustees of Meridian Springs Academy in Hinds county."

Also "A Resolution to dissolve the bonds of Matrimony between Mary Ann Short and Jonas Short."

Which bill and resolution originated in the Senate. And I am directed to ask the concurrence of the House in the same.

And then he withdrew.

The bill to be entitled

"An act concerning Thomas Smith, a deaf and dumb mute of Jackson County,"

Was read the second time.

On motion of Mr. McDonald,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for Monday next.

The bill to be entitled

"An act to incorporate the officers and members of Washington Lodge, No. 3, in the town of Port Gibson, in Claiborne county,"

Was read the second time.

On motion of Mr. Maury,

Ordered, that said bill be engrossed and made the order of the day for a third reading on Monday next.

The bill to be entitled

"An act to enable the guardian of Jane Randolph to sell certain real and personal property,"

Was read the second time.

On motion of Mr. Claiborne,

Ordered, that said bill be engrossed and made the order of the day for a third reading on Monday next.

The resolution relating to the Commissioners to negotiate the State loan, was read the second time.

On motion of Mr. Conant,

Ordered that said resolution be engrossed and made the order of the day for Monday next.

The bill to be entitled,

"An act to authorize the appointment of a Commissioner or Commiss.

anners out of this State, to take the acknowledgment and proof of deeds and other instruments of writing under seal, and depositions,"

Was read the second time.

On motion of Mr. Gordon,

Ordered, that said bill be committed to the committee on the Judiciary.

The bill to be entitled

"An act amendatory of the laws prescribing the duties of Rangers,"

Was read the second time.

On motion of Mr. Pemble,

Ordered, that said bill be engrossed and made the order of the day for its third reading on Monday next.

The bills entitled to wit;

"An act to amend an act concerning attorneys and counsellors at law," passed June 25th, 1822, and

"An act further to amend an act entitled an act to alter and amend the one hundred and twenty-second section of an act entitled an act to reduce into one the several acts and parts of acts concerning the establishment, jurisdiction and powers of the superior courts of law," passed June 28, 1822, and for other purposes, passed December the 16th, 1830.

Were read the second time.

On motion of Mr. Scott,

Ordered, that said bills be committed to a committee of the whole house and made the order of the day for Tuesday next.

The bill to be entitled

"An act to alter the mode of compensating District attorneys, and for the more effectual prevention of offences,"

Was read the second time.

On motion of Mr. Webber,

Ordered, that said bill be committed to the committee on the judiciary.

The bill to be entitled

"An act to repeal the seventh section of an act entitled an act to prevent trespasses in certain cases, and declaring what shall be deemed a lawful enclosure,"

Was read the second time.

On motion of Mr. Maury,

Ordered, that said bill be committed to the committee on the Judiciary.

Mr. Scott, agreeably to notice given, asked and obtained leave to introduce a bill to be entitled

"An act more effectually to provide for the prosecution of suits upon bonds, bills, obligations, bills of exchange, promissory notes and other writings for the payment of money,"

Which was read the first time.

The engrossed bill from the Senate, entitled

"An act to incorporate the Trustees of Meridian Springs Academy in Hinds county,"

And the engrossed resolution to dissolve the bonds of matrimony between Mary Ann Short and Jonas Short,

Were read the first time.

Mr. Bingaman called for the consideration of the resolution proposing

to constitute a joint committee of both houses to prepare a bill making provisions for the holding a general convention in this State, which had been ordered to lie on the table.

The question upon the consideration of said resolution recurred upon the amendment proposed by Mr. Webber, on yesterday, to strike out all of said resolution after the word "State." But, before the question was taken, a debate arose in the House, and a motion was made by Mr. Walton that the House adjourn till Monday 10 o'clock, A. M.

But the motion did not prevail.

A motion was then made by Mr. Bingaman that the House adjourn till 3 o'clock, P. M., and passed in the affirmative.

So the House adjourned.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment, and resumed the consideration of the motion made by Mr. Webber to amend the Resolution which was before the House on its adjournment.

And the question being taken thereon,

It was decided in the negative.

Yeas, 16—Nays, 20.

The yeas and nays being desired by three members,

Those who voted in the affirmative, are

Mr. Speaker,
Conant,
Egan,
Green,
Granberry, of Copiah,
Gibson, of Warren,
Gordon,
Higgason,

Mr. Irwin,
Pemble,
Smith,
Scott,
Sparks,
Tucker,
Walton,
Webber.—16.

Those who voted in the negative are—

Mr. Bingaman,
Bradford,
Benson,
Claiborne,
Carver,
Coffee,
Carr,
Ellis,
Edwards,
Gaines,

Mr. Granberry, of Lawrence,
Gibson, of Washington,
Gwin,
Love,
Maury,
M'Donald,
M'Afee,
M'Rae,
Rankin,
Stockton.—20

The question then recurred on the adoption of the resolution.
And passed in the affirmative.

Yeas, 20.—Nays, 16.

The yeas and nays being desired by three members—

Those who voted in the affirmative are,

Mr. Bingaman,
Bradford,

Mr. Granberry, of Lawrence,
Gibson, of Washington,

Benson,
 Claiborne,
 Carver,
 Coffee,
 Carr,
 Ellis,
 Edwards,
 Gaines,

Gwin,
 Love,
 Maury,
 M'Donald,
 M'Affee,
 M'Rae,
 Rankin,
 Stockton.—26

Those who voted in the negative are—

Mr. Speaker,
 Conant,
 Egan,
 Green,
 Granberry, of Copiah,
 Gibson, of Warren,
 Gordon,
 Higgason,

Mr. Irwin,
 Pemble,
 Smith,
 Scott,
 Sparks,
 Tucker,
 Walton,
 Webber.—16.

So the resolution was adopted.

And Messrs. Bingaman, Maury, Claiborne, Stockton, Gibson, of Washington, and M'Rae, were appointed the committee on the part of this House.

Ordered, that the clerk carry said resolution to the Senate, and desire their concurrence therein.

Mr. Gibson, of Warren, agreeably to notice given, asked and obtained leave to introduce bills with the following titles, to wit:

A bill to be entitled

"An act establishing the fees of certain officers therein named, and

A bill to be entitled

"An act for the relief of Murdock M'Kenzie;

Which were read the first time.

By leave of the House, Mr. Sparks introduced a bill to be entitled an act to amend "an act to provide for the leasing of school lands, in certain counties therein named,

Which was read the first time.

Mr. Coffee gave notice that he will on Tuesday next ask leave to introduce bills with the following titles, viz:

A bill to be entitled

"An act for the relief of Robert Jones.

A bill to be entitled

"An act to establish a ferry across Pearl River at the town of Jackson, and for other purposes.

A bill to be entitled

"An act to incorporate the town of Brandon, in the county of Rankin, and a joint resolution concerning the removal of the Surveyor General's office from the town of Washington, in the county of Adams, to the town of Clinton, in Hinds county.

Mr. Green moved that the rule established for this House to adjourn till 9 o'clock, A. M. be dispensed with, and that the House when it adjourns on this evening, adjourn to meet at 12 o'clock on Monday next.

And the question thereon being taken,

It was decided in the affirmative.

Mr. M-Rae called for the consideration of the resolution in relation to the election of certain officers.

Mr. Smith moved a reconsideration of the vote on the amendment proposed by him to said resolution, and adopted by the House,

And the question thereon being taken,

It was decided in the affirmative.

Whereupon,

By leave of the House, he withdrew the said motion to amend said resolution.

A motion was then made by Mr. Granberry, of Copiah, to amend said resolution as follows, viz:

Strike out "Saturday" and insert "Thursday."

And passed in the affirmative.

The question then recurred on the adoption of the resolution as amended,

And was resolved in the affirmative.

Ordered, that the clerk carry said resolution to the Senate, and request their concurrence therein.

Then the House adjourned.

Monday, November 28, 1831.

The House met pursuant to adjournment—

When the following message was received from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

The Senate have given leave for bills of the following titles to be introduced, viz.

A bill to be entitled

"An act authorizing and requiring the Executive of this State, to call on the Government of Louisiana for certain documents appertaining to land titles in the State of Mississippi."

A bill to be entitled

"An act making an appropriation for the improvement of the navigation of Little River in the county of Yazoo.

A bill to be entitled

"An act to incorporate the Clinton and Vicksburg Rail Road Company.

And then he withdrew.

Mr. Carver presented the petition of the Securities of James Tool, late Tax Collector of the county of Hancock;

Which was read and referred to a select committee of three members.

And pursuant thereto, Messrs. Carver, Coffee and M'Donald were appointed.

The following written communication was received from his excellency the Governor—

~~Which was read and is as follows, viz.~~

EXECUTIVE CHAMBER, }
Jackson, Nov. 28, 1821. }

Gentlemen of the Senate and House of Representatives.

I transmit to the General Assembly the report of the Quartermaster General, in relation to the public arms; also an extract from a communication received from the United States Ordnance Office taking into consideration the exposed situation of the western section of our State, and the accumulation of the public arms, (we being now entitled to one hundred and sixty muskets per annum,) I would respectfully submit for your consideration the expediency of passing a law, authorizing the appointment of two Assistant Quartermaster Generals, and making a deposit of arms at two other points in the State, as a safer plan than that of erecting an arsenal and keeping them altogether. In consideration of the great loss sustained in arms, by issuing them to *Volunteer Corps*, the practice has been discontinued.

GERARD C. BRANDON.

Mr. Gibson, of Warren, presented the petition of James Abbot, praying the passage of an act granting him the exclusive privilege of establishing and keeping a ferry across the Mississippi river, at the town of Vicksburg.

Which was read, and referred to a committee of three members.

And pursuant thereto, Messrs. Gibson, of Warren, Maury and Gibson, of Washington were appointed.

Mr. Scott presented the petition of S. C. Barton, praying that an act may be passed, authorizing him to revise the Statutes of the State;

Which was read and referred to the committee on the Judiciary.

Mr. Rankin, from the select committee to whom was referred the petition of sundry citizens of Marion county, praying that an act may be passed for the relief of Elijah Sumrall, assessor of taxes for said county, reported that said committee had had said petition under consideration, and had instructed him to report a bill to be entitled "an act for the relief of Elijah Sumrall."

On motion of Mr. Rankin,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Webber, from the select committee to whom was referred so much of the Governor's Message, as relates to the Planters Bank,

Reported, that the committee had had the same under consideration and had directed him to report a bill to entitled,

"An act to amend an act entitled an act to establish a Planters Bank in the State of Mississippi."

On motion of Mr. Webber,

Ordered, that said report be received,

Whereupon,

Said bill was read the first time.

On motion of Mr. Webber,

Ordered, that one hundred copies be printed for the use of this House.

Mr. Sparks, from the select committee to whom was referred the petition of William W. Walton, praying that an act may be passed, granting to Henry Gilliam all the rights and privileges of a citizen of twenty one years and upwards,

Reported that the committee had had the same under consideration, and had instructed him to report a bill to be entitled

"An act to dispense with the time prescribed by law for Henry Gilliam attaining the age of majority, and for other purposes."

On motion of Mr. Sparks,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

The House then adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

By leave of the House, Mr. Green presented the petition of sundry citizens of the counties of Yazoo and Madison praying that an act may be passed, incorporating a company with authority to establish a ferry and open a turnpike road across the Big Black river;

Which was read and referred to a select committee of three members.

And pursuant thereto, Messrs. Green, Sparks and Higgason, were appointed.

By leave of the House, Mr. Scott presented the petition of sundry citizens of Hinds county, praying that a division of said county may not take place.

Which was read, and referred to a committee raised on a counter petition.

The engrossed bill to be entitled

"An act requiring the Governor of this State to keep his office at the Seat of Government,

Was read the third time,

Mr. Webber moved that said bill lie on the table.

And the question thereon being taken,

It was decided in the negative.

Mr. Smith moved to recommit said bill to a select committee of three members.

And the question being taken thereon,

It was decided in the negative.

The question then recurred on the passage of said bill,

And was decided in the affirmative.

Ordered, that the title of said bill be as stated.

Ordered, that the Clerk carry said bill to the Senate and request their concurrence therein.

The engrossed bills entitled, to wit.

"An act to extend the limits of Lowndes county."

"An act to authorize the County Court of Rankin county to levy a special tax, and for other purposes."

"An act to incorporate the members and officers of Washington Lodge, No. 3, in the town of Port Gibson, in Claiborne county."

And "an act amendatory of the laws prescribing the duties of Rangers"—

Were severally read the third time and passed with their titles as stated.

Ordered, that the Clerk carry said bills to the Senate and request their concurrence therein.

The engrossed bill to be entitled

"An act to enable the guardian of Jane Randolph to sell certain real and personal property"—

Was in order for a third reading.

On motion of Mr. Webber,

Ordered, that said bill be recommitted to a select committee of three members,

And Messrs. Webber, Claiborne and Gordon were appointed pursuant thereto.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to authorize the Trustees of Hampden Academy to lease the sixteenth section in township five, range two, west, in the Choctaw District," and after some time spent therein,

The Speaker resumed the chair, and

Mr. Webber reported that the committee of the whole House had had said bill under consideration and had instructed him to report progress, and ask leave to sit again on to-morrow.

On motion of Mr. Webber,

Ordered, that said report be received and agreed to.

Then the House adjourned.

Tuesday, November 29, 1831.

The House met pursuant to adjournment.

Mr. Coffee presented the petition of John Graham, praying compensation for building a bridge across Pelahatchy Creek, in the county of Rankin—

Which was read, and referred to the Committee of Claims.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

I am directed to inform you that the Senate have passed the resolution from this House, that the two Houses convene in the Representative Hall, on Thursday next, for the purpose of electing certain officers, with an amendment thereto; in which amendment I am requested to ask the concurrence of this House.

They have indefinitely postponed the bill from this House to be entitled

"An act to authorize the removal of the property of the heirs of James Knox, deceased, into the State of Louisiana."

They have given leave for bills of the following titles to be introduced:

A bill to be entitled

"An act to amend the 74th chapter of the Acts of the General Assembly, passed the year 1826;" and

A bill to be entitled

"An act further to alter and amend an act entitled an act to reduce into one the several acts and parts of acts concerning the establishment, jurisdiction and powers of the superior courts of law, passed June 28th, 1822, and for other purposes."

And then he withdrew.

Mr. Scott presented the petition of Thomas J. Smith, praying that an act may pass granting him the privilege to peddle without the payment of a licence.

Which was read, and referred to a select committee of three members:

And Messrs. Scott, Conant and Ellis were appointed pursuant thereto.

Mr. Green, from the committee on the judiciary, to whom was referred the petition of S. G. Barton, praying that a law may pass authorizing him to revise the statutes of this State—

Reported, that the committee had had the same under consideration, and had instructed him to report that it is inexpedient to grant the prayer of the petitioner.

On motion of Mr. Green,

Ordered that said report be received.

Mr. Green, from the committee on the judiciary, to whom was referred the bill to be entitled

"An act to repeal the seventh section of an act entitled an act to prevent trespasses in certain cases, and declaring what shall be deemed a lawful inclosure"—

Reported that the committee had had the same under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Green,

Ordered, that said report be received.

Whereupon,

Said amendment was read and concurred in by the House.

On motion of Mr. Webber,

The rule was dispensed with, and said amendment was read the second time.

On motion of Mr. Webber,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

Mr. Green, from the committee on the judiciary, to whom was referred the bill to be entitled

"An act to alter the mode of compensating district attorneys, and for the more effectual prevention of offences"—

Reported, that the committee had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Green,
Ordered, that said report be received.

On motion of Mr. Webber,
Ordered, that said bill lie on the table.

Mr. Green, from the committee on the judiciary, to whom was referred the bill to be entitled

"An act to amend an act entitled an act for the punishment of crimes and misdemeanors, passed June 14th, 1822" —

Reported, that the committee had had the same under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Green,
Ordered, that said report be received.

Whereupon,
Said amendments were read and concurred in by the House.

On motion of Mr. Webber,
The rule was dispensed with, and said amendments were read a second time.

On motion of Mr. Webber,
Ordered, that said bill be engrossed, and made the order of the day for third reading on to-morrow.

Mr. Claiborne, from the select committee to whom was referred the bill be entitled

"An act to enable the guardian of Jane Randolph to sell certain real and personal property" —

Reported, that the committee had had the same under consideration, and made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Claiborne,
Ordered that said report be received.

Whereupon,
Said amendment was read, and concurred in by the House.

On motion of Mr. Claiborne,
The rule was dispensed with, and said amendment was read a second time.

On motion of Mr. Claiborne,
The rule was again dispensed with, said amendment considered as passed, read a third time, and, together with the bill, put upon its passage.

And the question being put, shall the bill as amended pass?
Was decided in the affirmative.

Ordered, that the title of said bill be as stated.

Ordered, that the clerk carry said bill to the Senate, and request their concurrence therein.

Mr. Scott, from the joint committee to whom was referred the resolution concerning highways, ferries and bridges —

Reported, that the committee had had said resolution under consideration and had instructed him to report a bill to be entitled

"An act to reduce into one the several acts and parts of acts concerning highways, ferries and bridges?"

On motion of Mr. Scott,

Ordered that said report be received.

Whereupon,

Said bill was read the first time.

On motion of Mr. Gibson, of Warren,

Ordered, that sixty copies of said bill be printed for the use of the House.

Mr. Tucker, from the select committee to whom was referred the petition of sundry citizens of Lowndes county, praying the establishment of a turnpike gate on the Noxubba creek swamp—

Reported, that the committee had had the same under consideration and had instructed him to report a bill to be entitled

"An act to establish a turnpike gate on the Noxubba creek swamp."

On motion of Mr. Tucker,

Ordered that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Bradford, from the select committee to whom was referred the petition of Alexander Willis, praying that an act may pass authorizing the County Court of Jefferson county to grant him an allowance for board of John Gaskins, an aged and infirm pauper—

Reported, that the committee had had the same under consideration and had instructed him to report a bill to be entitled

"An act for the relief of Alexander Willis."

On motion of Mr. Bradford,

Ordered that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Claiborne, by leave of the House, introduced the following resolutions—

Which were read and adopted:

1. Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of giving the several Probate Judges of the State a specific salary, in lieu of the fees now allowed by law.

2. Resolved, That the Committee of Ways and Means be instructed to inquire into the expediency of providing by law for a lower rate of assessment on town lots, and on sales of merchandize.

By leave of the House, Mr. Coffee introduced the following resolution
Resolved, That so much of the Governor's Message as relates to penitentiary be referred to a committee of five members.

Whereupon,

On motion of Mr. Egan,

Said resolution was ordered to lie on the table.

By leave of the House, Mr. McAfee introduced the following resolution

Which was adopted:

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of reducing the fees of the Clerks of the Supreme Court, Clerks of the Superior Court of Chancery, Commissioners in Chancery, Clerks of the Circuit Courts of Law, Clerks of the County Courts, Registers of the Orphans Courts, and Sheriffs.

On motion of Mr. Green,

Resolved, that the committee raised on the subject of establishing election districts in the several counties in this state, be, and they are hereby instructed to inquire into the expediency of establishing an election district at Beaties' Bluff, in the county of Madison; with leave to report by bill or otherwise.

Mr. Tucker submitted the following resolution:

Resolved, That the Secretary of State furnish this House with the statements of the elections held in each county of this state on the first Monday and the day following of August, 1831, as certified under the hands of the returning officers of the several counties of this state, and transmitted to said Secretary of State by said returning officers.

Which was ordered to lie on the table.

On motion of Mr. Maury,

Resolved, that the Committee on the Judiciary be instructed to take into their consideration the present laws of limitations, and report the necessary amendments, if any, by bill or otherwise.

Mr. Higgason submitted the following resolution:

Resolved, That a select committee of five members be raised for the purpose of memorializing congress, on the subject of making a donation of one township of land, to be located, under the direction of the Legislature, in the Chickasaw or Choctaw nation, to be applied to the improvement of the Tombecbee river, and its tributary navigable streams, so far as they are contained within the limits of this state.

Mr. Webber proposed to amend said resolution as follows, viz:

1. Strike out the words "Tombecbee river, and its tributary navigable streams," and insert in lieu thereof the words "navigable streams in this state."

2. Strike out the word "are."

And the question being taken thereon,

It was decided in the affirmative.

The question then recurred on the adoption of said resolution as amended—

And was resolved in the affirmative.

And Messrs. Higgason, Webber, Tucker, Walton and Stockton were appointed.

On motion of Mr. Gordon,

Resolved, That the communication from the Governor relating to the Quarter Master General's department, be referred to a select committee of three members, to report by bill or otherwise.

And, pursuant thereto, Messrs. Gordon, Love and Benson were appointed.

According to the order of the day, the House resolved itself into a committee of the whole house, on the bill to be entitled

"An act to authorize the stockholders of the Bank of the State of Mississippi to close their affairs, with as much advantage to the public and as little inconvenience to the individual stockholders as possible."

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Irwin reported, that the committee of the whole House had had said bill under consideration, had directed him to report progress, and ask leave to sit again on to-morrow.

On motion of Mr. Irwin,

Ordered, that said report be received and agreed to.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act further to amend an act entitled an act to alter and amend the one hundred and twenty-second section of an act entitled an act to reduce into one the several acts and parts of acts concerning the establishment, jurisdiction and powers of the superior courts of law, passed June 28th, 1822, and for other purposes, passed December 16th, 1830."

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Tucker reported, that the committee of the whole House had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Tucker,

Ordered, that said report be received and agreed to.

On motion of Mr. Webber,

Ordered, that said bill be re-committed to the Committee on the Judiciary.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act concerning attorneys and counsellors at law, passed June 25th, 1822."

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. McAfee reported, that the committee of the whole House had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. McAfee,

Ordered, that said report be received and agreed to.

Mr. Webber moved the indefinite postponement of said bill.

And the question being taken thereon,

It was determined in the negative.

Whereupon,

On motion of Mr. Scott,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

Then the House adjourned, 'till two o'clock, P. M.

BANK STATE MISSISSIPPI,
NATCHEZ, 22d Nov. 1831.

Gerard C. Brandon, Governor of State Mississippi.

SIR,—I have the honor to enclose a Report, shewing the affairs of the Bank of the State of Mississippi for the past year, and am your most obedient servant.

GABRIEL TICHENOR, Cashier.

CR.

Statement exhibiting the condition of the Bank of the State of Mississippi, and its Offices, on the first day of November, 1831.

	Bills Receivable.	Bills Receivable in suit.	Due by Office Vicksburg.	Due by Office Port Gibson.	Due by Office Woodville.	Exchange on N. Orleans.	Real Estate.	Real Estate received in payment.	Bank Expense.	Due by other Banks.	Specie.	Notes of other Banks.	Total amount of credits.	Stock.	Bank Notes in circulation.	Deposits.	Due to Bank U. States Philadelphia.	Due to Bank U. States Natchez.	Due to Banks in N. Orleans.	Due to other Banks.	Unpaid Dividends.	C
Natchez,	672,244 92	11,374 83	415,018 78	289,199 56	257,747 37	30,735 87	31,220 00	11,913 21	96 10	913 19	55,905 43	220 00	1,776,588 26	1,048,500	278,095	128,333 62	52,864 84	75,534 98	29,067 93	6,094 45	6,705	
Port Gibson,	351,131 89	810 00				73,862 64	11,564 99		978 17	5,983 12	4,477 87	5,139 88	453,949 56		87,035	41,141 59		335 55	390 72	345 06		
Woodville,	238,945 70	7,421 68				111,475 15	13,740 31		1,240 00	5,463 38	13,688 51	2,035 00	394,009 73		85,910	22,342 44				2 08		
Vicksburg,	276,433 83			345 06		66,251 07			1,651 14	10,175 99	9,515 89	2,990 00	367,362 98			17,309 64		1,358 64				
	1,538,756 34	19,606 51	415,018 78	289,544 62	257,747 37	282,324 73	56,525 30	11,913 21	3,965 41	22,535 68	83,587 70	10,384 88	2,991,910 53	1,048,500	451,040	209,127 29	52,864 84	77,229 17	29,458 65	6,442 59	6,705	

tate of Mississippi for the
TICHENOR, Cashier.

ondition of the Bank of the State of Mississippi, and its Offices, on the first day of November, 1831.

DR.

Bank Expense.	Due by other Banks.	Specie.	Notes of other Banks.	Total amount of credits.	Stock.	Bank Notes in circulation.	Deposits.	Due to Bank U. States Philadelphia.	Due to Bank U. States Natchez.	Due to Banks in N. Orleans.	Due to other Banks.	Unpaid Dividends.	Contingent Interest.	Suspense Account.	Profit and Loss.	Due to Bank State Mississippi.	Surplus.	Total amount of Debits.
96 10	913 19	55,905 43	220 00	1,776,588 26	1,048,500	278,095	128,333 62	52,864 84	75,534 98	29,067 93	6,094 45	6,705	9,702 09	19,490 96	10,379 53		69,375 47	1,734,144 87
978 17	5,983 12	4,477 87	5,139 88	453,949 56		87,035	41,141 59		335 55	390 72	345 06				8,722 15	289,548 95	7,137 90	434,656 92
1,240 00	5,463 38	13,688 51	2,035 00	394,009 73		85,910	22,342 44				2 08				5,083 52	258,287 56	7,810 32	379,435 92
1,651 14	10,175 99	9,515 89	2,990 00	367,362 98			17,309 64		1,358 64						9,500 41	414,986 89	517 24	443,672 82
3,965 41	22,535 68	83,587 70	10,384 88	2,991,910 53	1,048,500	451,040	209,127 29	52,864 84	77,229 17	29,458 65	6,442 59	6,705	9,702 09	19,490 96	33,685 61	962,823 40	84,840 93	2,991,910 53

Bank State of Mississippi, Natchez, 15th Nov. 1831.

GABRIEL TICHENOR, CASHIER.

TWO O'CLOCK, P. M.

The House met pursuant to adjournment.

On motion of Mr. Green,

Resolved, that the Committee of Ways and Means be, and they are hereby instructed to inquire into the expediency of paying to the Bank of the State of Mississippi the sum of twenty thousand dollars, the debt due said bank on the first day of January ensuing, and that they report by bill or otherwise.

The following written message was received from the Governor, by Mr. Thomas P. Falconer, his private secretary.

Which was read, and is as follows:

EXECUTIVE CHAMBER,
Jackson, Nov. 29, 1831..

*Gentlemen of the Senate,
and House of Representatives:*

I herewith transmit to the General Assembly, for their inspection, the annual statement required by law, exhibiting the condition of the Bank of the State of Mississippi and its offices.

GERARD C. BRANDON.

The following is the Exhibit of the Bank:

This Page is Not Yet **Available**

**If you have a hardcopy page suitable for scanning,
LLMC would like to hear from you.**

Thank you.

1-800-235-4446

or

llmc@llmc.com

On motion of Mr. Bingaman,

Ordered, that one hundred copies of the said statement from the bank be printed for the use of this House.

Mr. Egan called for the consideration of the amendment made by the Senate to the resolution from this House in relation to the election of certain officers—

And thereupon,

Moved that the House agree to said amendment.

And the question thereon being taken,

It was resolved in the affirmative.

Ordered, that the Clerk acquaint the Senate therewith.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

“An act to authorize the Trustees of Hampden Academy to lease the sixteenth section in township five, range two, west, in the Choctaw district.”

And after some time spent therein,

The Speaker resumed the Chair,

And Mr. Gibson, of Warren, reported that the committee of the whole House had had said bill under consideration and had instructed him to report the same without amendment.

On motion of Mr. Gibson, of Warren,

Ordered, that said report be received and agreed to.

Mr. Irwin moved the indefinite postponement of said bill—

And the question thereon being taken,

It was decided in the affirmative.

Yeas, 22—Nays, 13.

The yeas and nays being called for by three members:

Those who voted in the affirmative are—

Mr. Speaker,
Bingaman,
Bradford,
Benson,
Carr,
Ellis,
Egan,
Green,
Gaines,
Granberry, of Copiah,
Granberry, of Lawrence,

Mr. Gibson, of Warren,
Gwin,
Irwin,
Love,
Maury,
McDonald,
McAfee,
McRae,
Pemble,
Smith,
Webber—22,

Those who voted in the negative are—

Mr. Carver,
Conant,
Coffee,
Edwards,
Gibson, of Washington,
Gordon,
Higgason,

Mr. Rankin,
Stockton,
Scott,
Sparks,
Tucker,
Walton,—13.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act making appropriations to clear out a road through Pearl River swamp, and for other purposes."

And after some time spent therein,
The Speaker resumed the chair, and

Mr. Granberry, of Lawrence, reported that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended,

On motion of Mr. Granberry, of Lawrence,
Ordered, that said report be received and agreed to.

On motion of Mr. Coffee,
Ordered, that said bill be committed to a committee of three members—
And pursuant thereto,
Messrs. Coffee, Ellis and Carr, were appointed.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

I am directed to inform you, that the Senate have passed the bill from the House of Representatives, to be entitled,

"An act to alter the time of holding the County Court of Hinds."
They have given leave for the introduction of a bill to be entitled
"An act relative to elections."

And then he withdrew.

According to the order of the day,

The House resolved itself into a committee of the whole House, on the bill to be entitled

"An act concerning runaway slaves."

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Coffee reported that the committee of the whole House had had said bill under consideration, and had instructed him to report progress, and ask leave to sit again on to-morrow.

On motion of Mr. Coffee,
Ordered, that said report be received and agreed to.

According to the order of the day,

The House resolved itself into a committee of the whole House, on the bill to be entitled,

"An act to amend the laws now in force in relation to the mode of electing Sheriffs and Coroners."

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Bradford reported that the committee of the whole house had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Bradford,
Ordered, that said report be received and agreed to.

On motion of Mr. Smith,
Ordered, that said bill be committed to the committee on the Judiciary.
According to the order of the day,

The House resolved itself into a committee of the whole house, on the bill to be entitled,

"An act to amend an act entitled an act to provide for a Contingent Fund of the Executive Department, and for the publication and distribution of the laws and journals, passed January 21st, 1823."

And after some time spent therein,

The Speaker resumed the chair, and

Mr. Gibson, of Washington, reported that the committee of the whole House had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Gibson, of Washington,

Ordered, that said report be received and agreed to.

On motion of Mr. Webber,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

According to the order of the day,

The House resolved itself into a committee of the whole House, on the bill to be entitled

"An act concerning Thomas Smith, a deaf and dumb mute of Jackson county."

And, after some time spent therein,

The Speaker resumed the chair, and

Mr. Stockton reported that the committee of the whole house had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Stockton,

Ordered, that said report be received and agreed to.

On motion of Mr. Smith,

Ordered, that said bill be referred to the committee on propositions and grievances.

According to the order of the day,

The House resolved itself into a committee of the whole House, on the resolution relating to the commissioners to negotiate the State loan:

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Sparks reported that the committee of the whole House had had said resolution under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Sparks,

Ordered, that said report be received:

Whereupon;

Said amendment was read and concurred in by the House.

On motion of Mr. Gwin,

Ordered, that said resolution be engrossed, and made the order of the day for its third reading on to-morrow.

The bill from the Senate to be entitled

"An act to incorporate the Trustees of Meridian Springs Academy in Hinds county,"

Was read the second time, and ordered for a third reading on to-morrow.

The resolution from the Senate to dissolve the bonds of matrimony by

tween Mary Ann Short and Jonas Short, was read the second time, and ordered for a third reading on to-morrow.

The bill to be entitled,

"An act to authorize Henry Henninger to erect gates on a certain road therein named,"

Was read the second time.

On motion of Mr. Rankin,

Ordered, that said bill lie on the table.

The bill to be entitled,

"An act to authorize Daniel Keith to sell the real estate of his wards,"

Was read the second time.

On motion of Mr. Green,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

The bill to be entitled,

"An act more effectually to provide for the prosecution of suits upon bonds, bills, obligations; bills of exchange, promissory notes, and other writings for the payment of money,"

Was read the second time.

On motion of Mr. Green,

Ordered, that said bill be committed to the committee on the Judiciary.

The bill to be entitled

"An act to amend an act to provide for the leasing of school lands in certain counties therein named,"

Was read the second time.

Mr. Sparks moved that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

Mr. Smith moved that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

Mr. Irwin moved that said bill lie on the table.

And the question being taken thereon,

It was decided in the affirmative.

The bill to be entitled

"An act for the relief of Murdock McKenzie,"

Was read the second time.

On motion of Mr. Webber,

Ordered, that said bill be referred to the committee of ways and means.

The bill to be entitled,

"An act establishing the fees of certain officers therein named,"

Was read the second time.

On motion of Mr. Webber,

Ordered, that said bill be referred to the committee on the judiciary.

The bill to be entitled

"An act to amend an act entitled an act to establish a Planter's Bank in the State of Mississippi,"

Was read the second time.

On motion of Mr. Smith,

Ordered, that said bill be committed to a committee of the whole house and made the order of the day for Thursday next.

The bill to be entitled,

"An act for the relief of Elijah Sumrall,"

Was read the second time.

On motion of Mr. Rankin,

Ordered, that said bill be engrossed, and made the order of the day for its third reading on to-morrow.

The bill to be entitled,

"An act to dispense with the time prescribed by law for Henry Gilham attaining the years of majority, and for other purposes,"

Was read the second time.

On motion of Mr. Coffee,

Ordered, that said bill be engrossed, and made the order of the day for its third reading on to-morrow.

By leave of the House, Mr. Gibson of Warren, introduced a bill to be entitled

"An act to repeal parts of an act entitled an act to incorporate the town of Vicksburg, passed February the 12th, 1830, and for other purposes"—

Which was read the first time.

Mr. Irwin submitted the following resolution, which was read, viz:

Resolved, That a joint committee of — members from the Senate, and five members from this House, be appointed to inquire into the expediency of laying out this State into two congressional districts, and provide by law for the election of an additional member in Congress of the United States, for this State.

Mr. Higgason gave notice, that he will on to-morrow ask leave to introduce a bill to be entitled

"An act to improve the road from Doak's Stand, in Madison county, to Martin's Bluff, on the Tombigby river in Monroe county," and for other purposes.

By leave of the House, Mr. Gibson, of Washington introduced a bill to be entitled

"An act to repeal the first section of an act entitled an act to change the names of certain persons therein named, and for other purposes"—

Which was read the first time.

Then the House adjourned.

Wednesday, 30th November, 1831.

The House met pursuant to adjournment.

Mr. McDonald presented the petition of sundry citizens of Green and Jackson counties, praying the passage of an act granting to Fulton Ward an allowance for the loss of his terry over Dog River.

Which was read:

Mr. McDonald moved that said petition be referred to a select committee of three members.

Mr. Webber moved that said petition lie on the table,

And the question being taken thereon,
It was decided in the affirmative.

Mr. Egan presented the account of E. B. Hatch, jailor of Copiah county, for keeping a certain negro slave, named Dinah, on a charge of murder; and the account of James Short, for conveying a prisoner, named Horton, from the jail in the county of Copiah, to the jail in the county of Warren, and procuring Irons for said prisoner.

Ordered, that said accounts be referred to the committee on claims.

On motion of Mr. Webber,

The House reconsidered its vote on the report of Mr. Coffee, from the select committee to whom was referred the bill to be entitled

"An act to establish a road through Pearl River Swamp, and making appropriations to erect Bridges over Steen's, Richland, and Pelahatchy Creeks.

And thereupon,

Ordered, that said report be stricken from the Journals of yesterday.

Mr. Webber, from the select committee to whom was referred the petition of the commissioners, for the improvement of the navigation of the Homochitto River:

Reported, that the committee had had the same under consideration and had instructed him to report a bill to be entitled

"An act to enlarge the powers of the company for the improvement of the navigation of Homochitto River, and for other purposes."

On motion of Mr. Webber,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Scott, to whom was referred the petition of Thomas J. Smith, praying the passage of an act allowing him to hawk and peddle without license:

Reported, that the committee had had the same under consideration, and had instructed him to report a bill to be entitled

"An act to authorize Thomas J. Smith to hawk and peddle without license."

On motion of Mr. Scott,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Stockton, from the select committee to whom was referred the petition of Samuel Martin, praying the emancipation of his wife and children:

Reported, that the committee had had the same under consideration, and had instructed him to report a bill to be entitled

"An act to emancipate certain slaves therein named.

On motion of Mr. Stockton,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Stockton, from the committee to whom was committed the bill to be entitled

"An act to repeal an act entitled an act to provide for the election of a public printer, prescribe his duties, and fix the prices of the public printing:

Reported, that the committee had had the same under consideration, had made amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Stockton,

Ordered, that said report be received.

Whereupon,

Said amendments were severally read and concurred in by the House.

On motion of Mr. Stockton,

Ordered, that said bill be engrossed and made the order of the day for its third reading on to-morrow.

By leave of the House, Mr. Irwin introduced a bill to be entitled

"An act to incorporate Medical Societies, and for the purpose of regulating the practice of Medicine and Surgery in this State.

Which was read the first time.

Mr. Stockton moved that one hundred copies of said bill be printed for the use of this House.

And the question be taken thereon,

It was decided in the negative.

Mr. Higginson moved that seventy two copies of said bill be printed for the use of this House.

And the question being taken thereon,

It was decided in the negative.

Mr. Granberry, of Lawrence, submitted the following resolution, viz:

Resolved, that no bill, memorial, or resolution of a general nature shall be acted upon in this House, after Saturday next, unless it originates in the Senate— which,

On motion of Mr. Irwin,

Was ordered to lie on the table.

On motion of Mr. Bingaman,

The House reconsidered the vote on agreeing to the amendment made by the Senate to the resolution from this House in relation to the election of certain officers.

And thereupon,

The following amendment to said amendment was proposed by Mr. Bingaman, viz:

Strike out the words 'Auditor of Public Accounts,' 'State Treasurer,'—

And the question being taken thereon,

It was decided in the affirmative.

The question then recurred on agreeing to the amendment as amended—

And was decided in the affirmative.

Ordered, that the Clerk acquaint the Senate therewith, and desire their concurrence therein.

Mr. Coffee submitted the following resolution:

Resolved, that a select committee of three, be appointed to take into consideration the propriety of memorializing the Congress of the United States, on the subject of granting to the State all the unappropriated lands that have been offered for sale, and which lie within the counties adjacent to Pearl River, for the purpose of clearing out obstructions conflicting with navigation of the same.

Mr. Webber moved to amend said resolution as follows:

Add after the word "River" these words, "and other rivers in the State"

And the question thereon being taken,

It was decided in the affirmative.

The question then recurred on the adoption of said resolution as amended;

And was decided in the affirmative.

And Messrs. Coffee, Smith and Egan, were appointed said committee.

Mr. Tucker, according to notice given, asked and obtained leave to introduce a bill to be entitled

"An act to amend an act entitled an act further to amend the acts concerning the jurisdiction and powers of justices of the peace in this State, and for other purposes;" approved the 15th December, 1830.

Which was read the first time.

Mr. Benson gave notice, that he will on Friday next ask leave to introduce a bill to be entitled

"An act further to amend the several acts relative to the public revenue;" passed June 16th 1822.

By leave of the House, Mr. Egan introduced a bill to be entitled

"An act to establish a turnpike gate on the *Bayou Pierre* creek swamp, in the county of Copiah."

Which was read the first time.

By leave of the House, Mr. M'Affee introduced a bill entitled,

"An act to repeal an act entitled an act further to define and carry into effect the act to extend the laws of this State over the persons and property of the persons called Indians in this State;" approved February 12, 1830.

Which was read the first time.

By leave of the House, Mr. Rankin introduced a bill to be entitled

"An act to authorize the County Court of Marion county, to levy a special tax and apply the same."

Which was read the first time.

Mr. Scott gave notice, that he will on to-morrow ask leave to introduce a bill to be entitled

"An act further to amend an act entitled an act to appoint Commissioners, to locate lands given by the United States to this State for a Seat of Government."

The bill from the Senate to be entitled

An act to incorporate the Trustees of Meridian Springs Academy, in Hinds county,

Was read the third time and passed with the title as stated.

Ordered, that the Clerk acquaint the Senate therewith.

The resolution from the Senate to dissolve the bonds of matrimony between Mary Anne Short and Jonas Short—

Was read the third time and passed by a constitutional majority, two thirds of the members concurring therein.

Ordered, that the Clerk acquaint the Senate thereof.

The engrossed bill to be entitled

"An act to repeal the seventh section of an act entitled an act to prevent trespasses in certain cases, and declaring what shall be deemed a law-falsification."

Was read the third time and passed with its title as stated.

Yeas, 20.—Nays, 14.

The yeas and nays being called for by Mr. Irwin and two other members.

Those who voted in the affirmative are—

Mr. Speaker,
Bangaman,
Coffee,
Carr,
Ellis,
Egan,
Edwards,
Green,
Gaines,
Gibson, of Warren.

Mr. Gordon,
Mann,
McDonald,
McRae,
Pemble,
Rankin,
Stockton,
Smith,
Scott,
Webber.—20.

Those who voted in the negative are—

Mr. Bradford,
Benson,
Claburn,
Carver,
Conant,
Granberry, of Copiah,
Granberry, of Lawrence,

Mr. Gwin,
Higgason,
Irwin,
Loie,
Sparks,
Tucker,
Walton.—14.

Ordered, that the Clerk carry said bill to the Senate, and desire their concurrence therein.

The engrossed bill to be entitled

"An act to amend an act entitled an act for the punishment of crimes and misdemeanors," passed June 24th 1822,

Was read the first time.

Mr. Mann opposed the passage of said bill, and a debate arose thereon.

When a motion was made by Mr. Egan that the House adjourn till 2 o'clock, P. M.

And the question being taken thereon,

It was decided in the negative.

A motion was made by Mr. Coffee that the House adjourn till 3 o'clock, P. M.

Which was also decided in the negative.

The question was then taken on the passage of said bill,

And was decided in the affirmative,

Yeas and nays called for by Mr. Irwin and two other members.

Those who voted in the affirmative are—

Mr. Bangaman,
Bradford,

Mr. Higgason,
Irwin,

Benson,
Carver,
Conant,
Coffee,
Carr,
Ellis,
Edwards,
Granberry, of Lawrence.
Gordon,
Gwin,

Love,
McDonald,
Pemble,
Rankin,
Stockton,
Scott,
Sparks,
Tucker,
Walton,
Webber,—24.

Those who voted in the negative are—

Mr. Speaker,
Egan,
Green,
Gaines,
Granberry, of Copiah,

Mr. Maury,
M'Affee,
M'Rae,
Smith,
—9.

Ordered, that the title of said bill be as stated.

Ordered, that the Clerk carry said bill to the Senate, and request their concurrence therein.

Then the House adjourned 'till 2 o'clock, P. M.

TWO O'CLOCK, P. M.

The House met pursuant to adjournment.

The engrossed resolution relating to the Commissioners to negotiate the State loan—

Was read the third time and passed.

Ordered, that the Clerk acquaint the Senate therewith, and desire their concurrence therein.

The engrossed bills entitled, to wit:

"An act to amend an act entitled an act concerning Attorneys and Counsellors at Law;" passed June 25th 1822."

"An act to amend an act entitled an act to provide for a Contingent Fund of the Executive Department, and for the publication and distribution of the Laws and Journals;" passed January 21, 1823."

"An act to authorize Daniel Keith to sell the real estate of his wards."

"An act for the relief of Elijah Sumrall."

And "an act to dispense with the time prescribed by law for Henry Gilliam attaining the age of majority," and for other purposes—

Were severally read the third time and passed with titles as stated.

Ordered, that the Clerk carry said bills to the Senate and desire their concurrence therein.

According to the order of the day, the House resolved itself into a committee of the whole house on the bill to be entitled

"An act to authorize the stockholders of the Bank of the State of Mississippi, to close their affairs with as much advantage to the public and as little inconvenience to the individual stockholders as possible,"

And after some time spent therein.

G

The Speaker resumed the chair,

And Mr. Irwin reported, that the committee of the whole house had had said bill under consideration, had made sundry amendments thereto and had instructed him to report the same as amended.

On motion of Mr. Irwin,

Ordered, that said report be received.

Whereupon,

Said amendments were read and concurred in by the House.

Mr. Bingaman moved to amend said bill as follows.

Section 5, line 2, insert after the words "discount notes and"

And the question being taken thereon,

It was decided in the affirmative.

Mr. Irwin moved that said bill lie on the table—

And the question being taken thereon,

It was decided in the affirmative.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

I am directed to inform you that the Senate have passed the following bills which originated in the House of Representatives:

A bill to be entitled

"An act to incorporate Baker's Creek Baptist Church, in the county of Hinds,"

And a bill to be entitled

"An act to authorize the County Court of Warren county to levy special tax for the purpose of erecting a Poor House in said county, with an amendment thereto, in which amendment they ask the concurrence of this House.

They have given leave for the introduction of a bill to be entitled

"An act to provide medical aid for sick prisoners."

They have adopted a resolution appointing a committee to act jointly with such committee as may be appointed on the part of the House of Representatives, to inquire into the expediency of memorializing Congress on the subject of school lands, praying for power to sell said lands, and invest the proceeds thereof in Bank Stock for the use of primary schools,

And have appointed Messrs. Gwin and Kennedy on their part; also

A resolution that the petition of sundry citizens of Yazoo county, praying for a division of their county, be referred to a joint committee of two to be appointed on the part of the Senate, to act with such committee as may be appointed by the House of Representatives, with leave to report by bill or otherwise.

And have appointed Messrs. Land and Guion on the part of the Senate.

They have agreed to the amendment made by the House of Representatives to the amendment made by the Senate to the resolution from this House relative to the election of certain officers on Thursday, 1st December.

And then he withdrew.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act concerning runaway slaves,"

And after some time spent therein,

The Speaker resumed the chair,

And Mr. Edwards reported that the committee of the whole house had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Edwards,

Ordered, that said report be received and agreed to.

On motion of Mr. Bingaman,

Ordered, that the said bill be engrossed and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act to reduce into one, the several acts and parts of acts concerning highways, ferries and bridges"—

Was read the second time.

On motion of Mr. Bingaman,

Ordered, that said bill be committed to a committee of the whole house, and made the order of the day for Friday next.

The bill to be entitled

An act to establish a turnpike gate in the Noxubbah Creek Swamp,

Was read the second time.

On motion of Mr. Tucker,

Ordered, that said bill be committed to a committee of the whole house, and made the order of the day for to-morrow.

The bill to be entitled

"An act for the relief of Alexander Willis"—

Was read the second time.

On motion of Mr. Bradford,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act to repeal parts of an act entitled an act to incorporate the town of Vicksburg;" passed February 12, 1830, and for other purposes—

Was read the second time.

On motion of Mr. Gibson, of Warren,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act to repeal the first section of an act entitled an act to change the names of certain persons therein named," and for other purposes;

Was read the second time.

On motion of Mr. Gibson, of Washington,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

The resolution on the subject of dividing the State of Mississippi into two Congressional Districts—

Was read the second time.

Mr. Tucker moved that said resolution lie on the table.

And the question thereon being taken,

It was decided in the negative.

The question was then taken on the adoption of said resolution,

And was decided in the affirmative.

Whereupon,

Messrs. Irwin, M'Rae, Gibson, of Washington, Edwards and Tucker were appointed the committee on the part of this House.

Mr. Webber, from the select committee to whom was committed a bill to be entitled

"An act to change an election precinct in the county of Franklin:"

Reported, that the committee had had the same under consideration had made some amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Webber,

Ordered, that said report be received.

Whereupon,

Said amendments were read and concurred in by the House.

On motion of Mr. Webber,

Ordered, that said bill be engrossed and read a third time on to-morrow.

Mr. Bingaman called for the consideration of a bill to be entitled

"An act to authorize the Stockholders of the Bank of the State of Mississippi to close their affairs with as much advantage to the public and as little inconvenience to the individual stockholders as possible,"

But the house did not sustain said call.

Mr. Green, from the select committee to whom was referred the petitions of sundry citizens of the county of Hinds, on the subject of altering the dividing line between the counties of Hinds and Madison:

Reported, that the committee had had said petitions under consideration and had instructed him to report a bill to be entitled

"An act altering the dividing line between the counties of Hinds and Madison."

On motion of Mr. Green,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time,

On motion of Mr. Scott,

Resolved, that the committee on the judiciary, be instructed to inquire into the expediency and necessity of providing by law for the election of electors for the President and Vice President of the United States, and that said committee have leave to report by bill or otherwise.

Mr. Gaines gave notice, that he will on to-morrow ask leave to introduce a bill to be entitled

An act to change the time of holding the Circuit, County, and Orphan's Courts of Perry county.

Then the House adjourned.

Thursday, December 1st, 1831.

The House met pursuant to adjournment.

Mr. Higgason presented the petition of sundry citizens of Monroe county, praying that the election precinct held at Gallop D. Elkins', in said county, may be removed to the village of Quincey, in said county—

Which was read and referred to a select committee of three members.

And Messrs. Higgason, Stockton, and Ellis were appointed pursuant hereto.

Mr. Scott, from the committee on the Judiciary, to whom was committed the bill to be entitled

"An act further to amend an act entitled an act to alter and amend the one hundred and twenty-second section of an act entitled an act to reduce to one the several acts and parts of acts concerning the establishment, jurisdiction and powers of the Superior Courts of law, passed June 28th, 1822, and for other purposes, passed December 16th, 1830,"

Reported, that the committee had had the same under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Scott,

Ordered, that said report be received.

Mr. Smith moved that the House disagree to said report.

And the question being taken thereon,

It was decided in the negative.

And thereupon it was ordered,

On motion of Mr. Green,

That said bill be recommitted to the committee on the Judiciary.

Mr. Green, from the committee on the Judiciary, to whom was referred the resolution directing an inquiry into the expediency of giving to the several probate Judges of this State, a specific salary, in lieu of the fees allowed by law,

Reported, that the committee had had the same under consideration, and had instructed him to report that it would be inexpedient to alter the law on this subject.

On motion of Mr. Green,

Ordered, that said report be received and agreed to.

Mr. Green, from the same committee, to whom was committed the bill to be entitled

"An act to establish the fees of certain officers therein named,"

Reported, that the committee had had the same under consideration, and had instructed him to report the same to the House with an amendment hereto.

On motion of Mr. Green,

Ordered, that said report be received.

Whereupon,

Said amendment was read and concurred in by the House.

On motion of Mr. Green,

Ordered, that said bill be engrossed and read the third time on to-morrow.

Mr. Green, from the same committee, to whom was referred the resolution directing an inquiry into the expediency of reducing the fees of the clerks of the Supreme Court, Clerks of the Superior Court of Chancery, Commissioners in Chancery, clerks of the Circuit Courts of law, clerks of the County Courts, Registers of the Orphan's Court and Sheriffs,"

Reported, that the committee had had the same under consideration, and had instructed him to report that it would be inexpedient to reduce the fees of said officers, further than is provided by a bill to be entitled

"An act establishing the fees of certain officers therein named."

On motion of Mr. Green,

Ordered, that said report be received and agreed to.

By leave of the House. Mr. Tucker presented the petition of sundry citizens residing in township eighteen, and range eighteen, in the county of Lowndes, praying the passage of an act authorizing the election of Trustees of Franklin Academy, by the voters of the township in which said Trustees reside—which was read and referred to a select committee of three members; and pursuant thereto,

Messrs. Tucker, Sparks and Gaines were appointed.

By leave of the House, Mr. Green presented the petition of the company for the improvement of the navigation of Big Black river, praying an amendment of the "act to provide for the improvement of the navigation of the several water courses in this State," passed the 16th day of December, 1830—which was read and referred to a select committee of the members; and pursuant thereto,

Messrs. Green, Gibson of Washington, and Stockton were appointed.

By leave of the House,

Mr. Sparks presented the petition of Richard F. Floyd, and John McLennough, citizens of the county of Yazoo, praying that an act may be passed, authorizing them to draw the sum of one hundred and sixteen dollars from the county treasury of Yazoo county, for medicines furnished three indigent persons.

Which was read and referred to a select committee of three members.

And pursuant thereto,

Messrs. Sparks, Walton and Conant were appointed.

Mr. Manry, from the select committee to whom was referred the bill entitled

"An act to amend the laws now in force in relation to the mode of electing sheriffs and coroners,"

Reported, that the committee had had the same under consideration. He made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Manry,

Ordered, that said report be received.

• Which was read.

Said amendment was read and concurred in.

On motion of Mr. Webster,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

Mr. Gordon, from the committee on the Judiciary, to whom was referred the bill to be entitled

"An act to authorize the appointment of a Commissioner or Commissioners out of this State, to take the acknowledgment and proof of deeds and other instruments of writing, under seal and deposition,"

Reported, that the committee had had the same under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Gordon,

Ordered, that said report be received.

Whereupon,

Said amendment was read and concurred in by the House.

On motion of Mr. Green,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

Mr. Gibson, of Warren, from the select committee to whom was referred the petition of James Abbott, praying that an act may pass authorizing him to keep a ferry across the Mississippi river, at the town of Vicksburg,

Reported, that the committee have had the same under consideration, and have instructed him to report a bill to be entitled

"An act to authorize James Abbott to keep a ferry across the Mississippi river at Vicksburg."

On motion of Mr. Gibson, of Warren,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Sparks, from the joint committee to whom was referred the resolution directing an inquiry into the expediency of memorializing the Congress of the United States on the subject of the public lands in this State, reported that the committee had had the same under consideration, and had instructed him to report a Memorial.

On motion of Mr. Sparks,

Ordered, that said report be received.

Whereupon, said memorial was read the first time.

Mr. Egan moved that fifty copies of said memorial be printed for the use of this House.

And the question thereon being taken,

It was decided in the negative.

By leave of the House, Mr. Stockton introduced a bill to be entitled

"An act to make valid the official acts of Abram K. Shaiffer.

Which was read the first time.

By leave of the House, Mr. Carr introduced a resolution to dissolve the bonds of matrimony heretofore existing between Stephen P. Williamson and Elizabeth Williamson,

Which was read the first time.

By leave of the House, Mr. Gibson, of Warren, introduced a bill to be entitled

"An act to repeal the powers of Justices of the peace, in relation to..."

Which was read the first time.

Mr. Granberry, of Copiah, moved to reject said bill.

And the question being taken thereon,

It was decided in the affirmative.

The following written message was received from the Governor, by Mr. Thomas P. Falconer, his Private Secretary, which was read, and is as follows:

EXECUTIVE CHAMBER, }
JACKSON, December 1, 1831. }

Gentlemen of the Senate,

And House of Representatives:

I herewith transmit for your inspection, the report of William L. S. Dearing, Esq., Surveyor appointed in accordance with a resolution authorizing the survey of a road from the town of Rankin, in Yazoo county, to the town of Memphis, on the Mississippi river, accompanied by a map of the survey.

GERARD C. BRANDON.

The bill to be entitled

"An act concerning runaway slaves,"

Was read the third time and passed.

Mr. Smith moved a reconsideration of the vote taken on the passage of said bill.

And the question being taken thereon,

It was decided in the affirmative.

And, thereupon,

Mr. Gordon moved to amend said bill by way of rider, viz:

Section —. Be it further enacted, That in addition to the duties required of the Sheriff or Jailor, in the thirty-fourth section of an act entitled an act to reduce into one the several acts concerning slaves, free negroes, and mulattoes, wherever any runaway slave or slaves shall be committed to jail, and it shall appear, from the statement of such runaway slave or slaves, that his, her, or their master or owner resides without the limits of this State, the said Sheriff or Jailor shall immediately cause a copy of the advertisement that is now required in such cases, to be forwarded and published in some public newspaper for the space of three months, printed nearest the place where such slave or slaves shall state his, her, or their master or owner resides; and the said Sheriff or Jailor, for making out and forwarding, and causing to be published, the copy of such advertisement, shall receive the sum of one dollar and fifty cents; and the printer's bill for publishing the same, shall be paid in the same manner as is now prescribed by law for the like services.

Which was read the first time.

Mr. Bingham moved to reject said report.

And the question thereon being taken,

It was decided in the affirmative.

Yeas 20—Nays 16.

The yeas and nays being desired by Mr. Green, and two other members,

Those who voted in the affirmative are,

Mr. Bingaman;
 Claiborne,
 Coffee,
 Carr,
 Ellis,
 Egan,
 Edwards,
 Gaines,
 Granberry, of Copiah,
 Granberry, of Lawrence,

Mr. Gibson, of Warren,
 Gibson, of Washington,
 Gwin,
 Irwin,
 Maury,
 McDonald;
 McRea,
 Rankin,
 Stockton;
 Webber.—20.

Those who voted in the negative, are

Mr. Speaker,
 Bradford,
 Benson,
 Carver,
 Conant,
 Green,
 Gordon,
 Higgason,

Mr. Love,
 McAfee,
 Pemble,
 Smith,
 Scott,
 Sparks,
 Tucker,
 Walton.—18.

The question then recurred on the passage of said bill, and was decided in the affirmative.

Ordered, that the title of said bill be as stated.

Ordered, that the clerk carry said bill to the Senate, and request their concurrence therein.

In accordance with a joint resolution of the two Houses, in relation to the election of certain officers therein named; the hour of eleven o'clock A. M. having arrived, the Senate were notified by the clerk, that the House of Representatives were ready to receive them in their hall; and thereupon,

The Senate appeared and took the seats assigned them; when

The two houses, in joint meeting, proceeded to the election of an Associate Justice for Yazoo county.

The following is the result of the vote:

For Jesse S. Brown.

Mr. Briscoe,
 Cage,
 Dunbar,
 Mr. Speaker
 Benson,
 Carver,
 Bingaman,
 Claiborne,
 Coffee,
 Carr,
 Egan,
 Green,
 Granberry, of Copiah,
 Gibson of Warren,
 Gwin,

Mr. Kennedy,
 Kegan.

Senators—5

Mr. McRea,
 Stockton,
 Sparks,
 Ellis,
 Edwards,
 Gaines,
 Granberry, of Lawrence,
 Gordon,
 Love,
 McAfee,
 Rankin,
 Smith.

McDonald

W Iton.—Representatives—26

Total, 31

*For William H. Wyche.*Mr. Caldwell,
Jackson,
Smith,
Trotter,Mr. Guion,
Land,
Sterling,*Senators—7*Mr. Bradford,
Gibson, of Washington,
Irwin,
Femle,
Tucker,Conant,
Higgason,
Maury,
Scott,
Webber.*Representatives—10*

Total, 17.

Whereupon,

The President of the Senate announced to the two Houses that Jesse S. Brown was duly elected an Associate Justice for Yazoo county.

The two Houses then proceeded to the election of an Associate Justice for Lawrence county.

The following is the result of the vote:

*For Samuel Jane.*Mr. Briscoe,
Dunbar,
Jackson,
Land,
Sterling,Mr. Caldwell,
Guion,
Kennedy,
Smith,
Trotter,*Senators—10*Mr. Speaker,
Bradford,
Carver,
Coffee,
Eliis,
Edwards,
Gaines,
Gibson, of Washington,
Cwin,
Love,
McDonald,
Rankin,
Smith,
Sparks,
Walton.Mr. Bingaman,
Claiborne,
Conant,
Carr,
Egan,
Green,
Gibson, of Warren,
Gordon,
Irwin,
Maury,
McAfee,
Stockton,
Scott,
Tucker,
Webber.*Representatives—30*

Total, 40

For Jesse Maxwell.

Mr. Cage,	Senator—1
Mr. Benson,	Mr. Granberry, of Lawrence,
Granberry, of Covich,	Higgason,
M'Rae,	Pembie.—Representative—6
	Total, 7

Whereupon,

The President of the Senate announced to the two Houses, that Samuel Jane was duly elected an Associate Justice for Lawrence county.

The two Houses then proceeded to the election of

- An Associate Justice for Rankin county,
- An Associate Justice for Hinds county,
- An Associate Justice for Hancock county,
- An Associate Justice for Lowndes county,
- An Associate Justice for Covich county,
- An Associate Justice for Jones county,
- An Associate Justice for Perry county.

On counting the votes, it appeared that the following persons had an unanimous vote for the offices for which they are severally named, to wit:

- Hamilton Cooper, Associate Justice for Rankin County.
- Edward B. Noble, Associate Justice for Hinds county.
- James Johnson, Associate Justice for Hancock county.
- James Sims, Associate Justice for Lowndes county.
- Stephen H. Johnson, Associate Justice for Covich County.
- James, McCormack, Associate Justice for Jones county.
- Lewis L. Rhodes, Associate Justice for Perry county.

Whereupon,

The President of the Senate announced the above named persons as duly elected to the offices for which they are severally named.

The two houses then proceeded to the election of

- A Judge of Probate for Jefferson county.
- A Judge of Probate for Jones county.
- A Judge of Probate for Covington county.
- A Judge of Probate for Simpson county.
- A Judge of Probate for Perry county.

On counting the votes, it appeared that the following persons had an unanimous vote for the offices for which they are severally named, to wit:

- Philip Dixon, Judge of Probate for Jefferson county.
- William Evans, Judge of Probate for Jones county.
- Robert Jones, Judge of Probate for Covington county.
- John B. Low, Judge of Probate for Simpson county.
- Uriah Milsaps, Judge of Probate for Perry county.

Whereupon,

The President of the Senate announced the above named persons as duly elected to the offices for which they are severally named.

The two Houses then proceeded to the election of a Judge of Probate for Madison county.

The following is the result of the votes:

For William H. Hanner,

Mr. Briscoe, Danbar, Land,	Mr. Cage, Jackson, <i>Senators,</i>	6.
Mr. Bingaman, Benson, Ellis, Granberry, of Copiah, Gwin, Love, Pemble,	Mr. Bradford, Carr, Green, Granberry, of Lawrence, Irwin, McDonald, Smith. <i>Representatives,</i>	14.
Total,		19.

For Nicholas Callahan,

Mr. Caldwell, Kennedy, Smith, Trotter.	Mr. Green, Keegan, Sterling, <i>Senators,</i>	7.
Mr. Speaker, Carver, Coffee, Edwards, Gibson, of Warren, Gordon, Maury, Rankin, Scott, Tucker, Webber.	Mr. Claiborne, Conant, Egan, Gaines, Gibson, of Washington, Higgason, McRae, Stockton, Sparks, Walton, <i>Representatives,</i>	21.
Total,		28.

Whereupon;

The President of the Senate announced that Nicholas Callahan was duly elected Judge of Probate for Madison County.

The two Houses then proceeded to the election of a Judge for the First Judicial District.

The following is the result of the vote:

For Alexander Montgomery,

Mr. Briscoe, Jackson, Smith.	Mr. Cage, Keegan, <i>Senators,</i>	5.
Mr. Speaker, Carr, Gaines, Gordon,	Mr. Carver, Ellis, Granberry, of Lawrence, Gwin,	

Mr. Irwin,
McDonald,
Stockton,

Mr. Love,
Rankin,
Webber.

Representatives, 14.

Total, 19.

For William L. Sharkey.

Mr. Dunbar,
Kennedy,
Sterling,

Mr. Guion,
Land,

Senators,

Mr. Bingaman,
Claiborne,
Gibson, of Warren,
Pemble,
Sparks,

Mr. Bradford,
Granberry, of Copiah,
McRae,
Smith,
Walton.

Representatives, 10.

Total, 15.

For Josiah C. Smith.

Mr. Caldwell,

Mr. Trotter.

Senators, 2.

Mr. Benson,
Coffee,
Edwards,
Gibson, of Washington,
Maury,
Scott,

Mr. Conant,
Egan,
Green,
Higgason,
McAfee,
Tucker.

Representatives, 12.

14.

Neither of the candidates having a majority, the two Houses proceeded again to vote.

The result was as follows:

For Alexander Montgomery.

Mr. Briscoe,
Jackson,
Smith.

Mr. Cage,
Keegan,

Senators, 5

Mr. Speaker,
Carr,
Green,
Granberry, of Lawrence,
Gwin,
Love,
McDonald,
McRae,
Stockton,

Mr. Carver,
Ellis,
Gaines,
Gordon,
Irwin,
Maury,
McAfee,
Rankin,
Webber.

Representatives, 18.

Total, 23.

For William L. Sharkey.

Mr. Dunbar,
Kennedy,
Sterling.

Mr. Guion,
Land,

Senators, 5.

Mr. Bingham,
 Claiborne,
 Gibson, of Warren,
 Sparks,

Mr. Bradford,
 Granberry, of Copiah,
 Pemble,
 Walton. *Representatives,* 8.

Total, 13.

For Josiah C. Smith.

Mr. Caldwell,
 Mr. Benson,
 Coffee,
 Edwards,
 Higgason,
 Scott,

Mr. Trotter. *Senators,* 2.
 Mr. Conant,
 Egan,
 Gibson, of Washington,
 Smith,
 Tucker. *Representatives,* 10

Total, 12.

Neither of the candidates having a majority, the two Houses again proceeded to vote: when the result was as follows:

For Alexander Montgomery.

Mr. Biscoe,
 Jackson,
 Keegan,
 Mr. Speaker,
 Bradford,
 Carver,
 Ellis,
 Green,
 Granberry, of Lawrence,
 Gwin,
 Love,
 McDonald,
 McKee,
 Rankin,
 Weber.

Mr. Cage,
 Kennedy,
 Smith. *Senators,* 6.
 Mr. Bingham,
 Benson,
 Carr,
 Egan,
 Gaines,
 Gordon,
 Irwin,
 Maury,
 McAfee,
 Pemble,
 Stockton,
Representatives, 23.

Total, 29.

For William L. Sharkey.

Mr. Dunbar,
 Land,
 Trotter.
 Mr. Claiborne,
 Gibson, of Warren,
 Sparks,

Mr. Gaton,
 Sterling,
Senators, 5.
 Mr. Granberry, of Copiah,
 Smith,
 Walton. *Representatives,* 6.

Total, 11.

For Josiah C. Smith.

Mr. Caldwell,

Senator, 1.

Mr. Conant,
Edwards,
Higgason,
Tucker.

Mr. Coffee,
Gibson, of Washington,
Scott,

Representatives, 7.

Total, 8.

Whereupon,

The President of the Senate announced to the two Houses that Alexander Montgomery was duly and constitutionally elected Judge of the First Judicial District.

The two Houses then proceeded to the election of an Associate Justice for Amite county.

The following is the result of the vote:

For John Wall.

Mr. Briscoe,
Cage,
Kennedy,
Sterling,
Mr. Speaker,
Bradford,
Claiborne,
Coffee,
Ellis,
Edwards,
Gaines,
Granberry, of Lawrence,
Gordon,
Love,
McDonald,
McRae,
Rankin,
Smith,
Sparks,

Mr. Caldwell,
Jackson,
Keegan,
Trotter.
Mr. Bingaman,
Benson,
Carver,
Carr,
Egan,
Green,
Granberry, of Copiah,
Gibson, of Washington,
Gwin,
Maury,
McAfee,
Pemble,
Stockton,
Scott,
Webber.

Senators, 8.

Representatives, 30

Total, 38

For William Vannorman.

Mr. Smith,
Mr. Conant,
Walton.

Mr. Irwin,

Senator, 1.

Representatives, 3.

Total, 4.

Whereupon,

The President of the Senate announced to the two Houses that John Wall was duly elected an Associate Justice for Amite County.

The two Houses next proceeded to the election of a District Attorney for the Fourth Judicial District.

The following is the result of the vote:

For Jacob J. H. Morris.

Mr. Briscoe,
Dunbar,
Jackson,
Keegan,
Smith,
Mr. Speaker,
Benson,
Carr,
Edwards,
Granberry, of Copiah,
Gwin,
Love,
M'Afee,
Pemble,
Stockton,

Mr. Cage,
Guion,
Kennedy,
Land,
Sterling. *Senators, 10.*
Mr. Bingaman,
Claiborne,
Ellis,
Gaines,
Granberry, of Lawrence,
Irwin,
M'Donald,
M'Rae,
Rankin,
Smith, *Representatives, 20.*

30

For Thomas H. Hopkins.

Mr. Caldwell,
Mr. Bradford,
Conant,
Egan,
Gordon,
Maury,
Sparks,
Walton,

Mr. Carver,
Coffee,
Green,
Higgason,
Scott,
Tucker,
Webber, *Representatives, 14.*

Senator, 1

*Total, 15.**For N. G. Howard.*

Mr. Trotter,
Mr. Gibson, of Warren,

Senator, 1.
Representative, 1.

Total 2.

Whereupon,

The President of the Senate announced to the two Houses that Jacob J. H. Morris was duly elected District Attorney for the fourth Judicial District.

The two Houses then proceeded to the election of Secretary of State.
The following is the result of the vote.

For Matthew D. Patton.

Mr. Briscoe,
Keegan,
Mr. Benson,
Carr,
Gaines,
Gwin,

Mr. Cage,
Senators, 3.
Mr. Carver,
Egan,
Granberry, of Lawrence,
Love,

M'Donald,
Rankin,

M'Afee,
Walton, *Representatives, 12.*

Total, 15.

For John A. Grimball.

Mr. Caldwell,
Guion,
Kennedy,
Smith,
Trotter,

Mr. Dunbar.
Jackson,
Land,
Sterling,

Senators, 9.

Mr. Speaker,
Bradford,
Conant,
Ellis,
Green,
Gibson, of Warren,
Gordon,
Irwin,
M'Rae,
Stockton,
Scott.
Webber,

Mr. Gibson, of Washington,
Bingaman,
Claiborne,
Coffee,
Edwards,
Granberry, of Copiah,
Higgason,
Mauty,
Pemble,
Smith,
Sparks,

Representatives, 23.

Total, 32.

Whereupon,

The President of the Senate announced to the two Houses, that John A. Grimball, was duly elected Secretary of State.

The two houses then proceeded to the election of Adjutant General for the State.

The following is the result of the vote:

For John B. Peyton.

Mr. Briscoe,
Guion,
Smith,

Mr. Caldwell,
Land,

Senators, 5.

Mr. Carver,
Coffee,
Green,
Pemble,

Mr. Conant
Edwards,
Gibson, of Warren,
Scott, *Representatives, 8.*

Total, 13.

For Buckner Harris.

Mr. Cage,
Jackson,
Keegan,
Trotter,

Mr. Dunbar
Kennedy,
Sterling,

Senators, 7.

Mr. Speaker,
Bradford,
Claiborne,

Mr. Bingaman.
Benson,
Carr,

Mis,
 Gaines,
 Granberry, of Lawrence,
 Gordon,
 Higgason,
 Love,
 M'Donald,
 M'Rae,
 Stockton,
 Sparks,
 Walton,

Egan,
 Granberry, of Copiah,
 Gibson, of Washington,
 Gwin,
 Irwin,
 Maury,
 M'Afee,
 Rankin,
 Smith,
 Tucker,
 Webber, *Representatives*, 28.

→
Total, 32

Whereupon,

The President of the Senate announced to the two Houses, that Buckner Harris was duly elected Adjutant General of the State of Mississippi, and then the Senate retired to their chamber.

And the House adjourned 'till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment—

And proceeded to the consideration of the amendment made by the Senate to the bill to be entitled

"An act to authorize the County Court of Warren county, to levy a special tax for the purpose of erecting a Poor House in said county.

On motion of Mr. Gibson, of Warren,

Ordered, that the House agree to said amendment.

Ordered, that the Clerk acquaint the Senate therewith.

The resolution from the Senate, proposing to constitute a joint committee for the purpose of memorializing Congress on the subject of school lands in this State,

Was read and adopted by the House;

And Messrs. Green, Stockton, Higgason, Love and Maury, were appointed pursuant thereto.

The resolution from the Senate, proposing to constitute a joint committee, to report by bill or otherwise on the petition of sundry citizens of Yazoo county—

Was read and adopted;

And pursuant thereto, Messrs. Gibson, of Washington, Sparks, Walton, Smith and Conant, were appointed.

Ordered, that the Clerk inform the Senate thereof.

The House proceeded to consider the message received from the Governor on this day, transmitting a report from William L. S. Dearing, Esq.

Ordered, that said report be referred to a select committee of seven members;

And Messrs. Green, Scott, Tucker, Higgason, Pemie, Bradford and Sparks, were appointed pursuant thereto.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

I am directed to inform you that the Senate have passed a bill of the following title, to wit:

A bill to be entitled

"An act to amend the 74th chapter of the acts of the General Assembly, passed the year 1826, and for other purposes;"

In which bill they ask the concurrence of this House.

And then he withdrew.

The said bill from the Senate, was read the first time, and ordered for a second reading on to-morrow.

The engrossed bills entitled, to wit:

"An act for the relief of Alexander Willis."

"An act to repeal parts of an act entitled an act to incorporate the town of Vicksburg, passed February 12, 1830, and for other purposes," and

"An act to repeal the first section of an act entitled an act to change the names of certain persons therein named, and for other purposes"—

Were severally read the third time and passed with their titles as stated.

Ordered, that the Clerk acquaint the Senate therewith, and desire their concurrence therein.

The engrossed bill to be entitled

An act to change an election precinct in the county of Franklin,"

Was read the third time—

And thereupon,

On motion of Mr. Conant,

The House forthwith resolved itself into a committee of the whole house on said bill;

And after some time spent therein,

The Speaker resumed the chair;

And Mr. Pemble reported, that the committee of the whole house had had said bill under consideration, had made some amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Pemble,

Ordered, that said report be received.

Whereupon,

Said amendments were read, and concurred in by the House.

The question then recurred on the passage of said bill as amended,

And was decided in the affirmative.

Mr. Webber moved the following amendment to the title of said bill:

Strike out the title of said bill, and insert in lieu thereof, the following title:

A bill to be entitled

"An act to establish and change election precincts in certain counties."

And the question being taken thereon,

It was decided in the affirmative.

Ordered, that the clerk carry said bill to the Senate, and desire their concurrence therein.

The engrossed bill to be entitled

"An act to repeal an act entitled an act to provide for the election of a public printer, prescribe his duties and fixing the prices of the public printing."

Was read the third time, and passed.

Mr. Stockton moved to amend the title of said bill as follows:

Strike out "repeal" and insert "amend."

And the question being taken thereon,

It was decided in the affirmative.

Ordered, that the title of said bill be as stated.

Ordered, that the Clerk carry said bill to the Senate, and request their concurrence therein.

The House according to the order of day, resolved itself into a committee of the whole house on the bill to be entitled

"An act to amend an act entitled an act to establish a Planters' Bank in the State of Mississippi;"

And after some time spent therein,

The Speaker resumed the chair;

And Mr. Smith reported, that the committee of the whole house had had said bill under consideration, and had instructed him to report progress, and ask leave to sit again on to-morrow.

On motion of Mr. Smith,

Ordered, that said report be received and agreed to

Then the House adjourned.

Friday, December 2nd, 1831.

The House met pursuant to adjournment.

Mr. Maury presented the petition of John W. Thomson, praying that a law may be passed, authorizing him to manumit and set free a certain negro slave named Cato Buck;

Which was read.

Mr. Maury moved to refer said petition to the select committee raised on the subject of emancipation.

Mr. Webber moved that said petition lie on the table.

And the question being taken thereon,

It was decided in the affirmative.

Mr. McDonald presented the petition of the Commissioners appointed by the State to superintend the opening of the mouth of the Pascagoula river, praying the Legislature to memorialize Congress to obtain the balance of an appropriation made for the opening of the channel in the Pascagoula Bay.

On motion of Mr. McDonald,

Ordered, that said petition be referred to a select committee of five mem-

And, pursuant thereto,
Messrs. McDonald, Bradford, Webber, Green and Gwin were appointed.

Mr. Bradford presented the petition of sundry citizens of Jefferson, praying that an act may pass authorizing the building a bridge across the Petit Gulph creek, in the town of Rodney:

Which was read and referred to a select committee of three members,

And pursuant thereto,

Messrs. Bradford, Gwin and Maury were appointed.

Mr. Bradford presented the petition of Sanders and Tullis, praying the passage of an act, establishing, permanently, their ferry across the Mississippi river, at the mouth of the Petit Gulph creek, in the county of Jefferson;

Which was read and referred to a select committee of three members.

And, pursuant thereto,

Messrs. Bradford, Carver and Ellis were appointed.

Mr. McDonald presented the petition of Lewis P. Glover, praying that an act may be passed for the emancipation of a certain female slave, named Rachel;

Which was read; and,

On motion of Mr. Pemble,

Ordered to lie on the table.

Mr. Maury, from the committee on the Judiciary, to whom was referred the resolution in relation to the present laws and limitations—

Reported, that the committee had had the same under consideration, and had instructed him to report a bill to be entitled

“An act to amend the statutes and limitations.

On motion of Mr. Maury,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Green, from the committee on the Judiciary, to whom was committed the bill to be entitled

“An act more effectually to provide for the prosecution of suits upon bonds, bills, obligations, bills of exchange, promissory notes, and other writings for the payment of money—

Reported, that the committee had had the same under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Green,

Ordered, that said report be received.

Mr. Scott moved that the House disagree to said report—

When a debate arose;

And the previous question was called for, by Mr. Granberry, of Copiah.

And being demanded by a majority of the members present,

The said previous question was then put, viz:

Shall the main question be now put?

And passed in the affirmative.

The said main question was then put, viz:

Shall the House disagree to the report of the committee?

And passed in the affirmative.

Whereupon,

It was ordered, on a motion made by Mr. Webber, that the said bill be re-committed to the committee of the whole House, and made the order of the day for to-morrow.

Mr. Pemble, from the committee on enrolled bills, made the following report:

MR. SPEAKER:

The committee on Enrolled bills, have this day examined a bill of the following title, to wit:

A bill to be entitled

"An act to incorporate the Trustees of Meridian Springs Academy, in Hinds county." And also,

A resolution to dissolve the bonds of matrimony between Mary Ann Short and Jonas Short—

And have found the same correctly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, that the clerk carry said bills to the Senate for the signature of the President thereof.

Mr. Irwin, from the committee of Propositions and Grievances, to whom was referred the bill to be entitled,

"An act concerning Thomas Smith, a deaf and dumb mute of Jackson county"—

Reported, that the committee had had the same under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Webber,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Webber,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for to-morrow.

Mr. Green, from the select committee to whom was referred the petition of the company for the improvement of the navigation of Big Black river—

Reported, that the committee had had the said petition under consideration, and had instructed him to report a bill to be entitled

"An act to amend an act entitled an act to provide for the navigation of the several water courses in this State," approved December 16th, 1854.

On motion of Mr. Green,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Edwards, by leave of the House, introduced a bill to be entitled

An act authorizing the election of Justices of the Peace in the county of Wayne, and for other purposes."

Which was read the first time.

Mr. Benson, agreeably to notice given, asked and obtained leave to introduce a bill to be entitled

"An act to amend the several acts relative to the public revenue," passed Feb. 16th, 1828—

Which was read the first time.

Mr. Conant, agreeably to notice given, asked and obtained leave to introduce a bill to be entitled

"An act to amend an act entitled an act to incorporate the town of Raymond, in the county of Hinds," passed December 15, 1830;

Which was read the first time.

Mr. Gaines, agreeably to notice given, asked and obtained leave to introduce a bill to be entitled

"An act to change the time of holding the Circuit, County and Probate Courts of Perry county;"

Which was read the first time.

Mr. Scott, by leave of the House, introduced a bill to be entitled

"An act further to amend an act entitled an act to appoint commissioners to locate the lands given by the United States to this State, for a seat of Government."

Which was read the first time.

Mr. Gibson, of Warren, by leave of the House, introduced a bill to be entitled

"An act to levy a special tax for the county of Warren"—

Which was read the first time.

Mr. Walton, by leave of the House, introduced a bill to be entitled

"An act to suppress malicious injuries to personal property, and for other purposes."

Which was read the first time.

Mr. McDonald submitted the following resolution, which was read— and according to the rules of the house,

Ordered to lie one day on the table.

Resolved, that a committee be appointed on the part of this House, to act jointly with such committee as they may think proper, on the part of the Senate, to appoint, to report to his Excellency, the Governor, the vacancies supplied in the different offices in this State, by the General Assembly.

On motion of Mr. Webster,

Resolved, that the committee on the judiciary be instructed to inquire into the expediency of amending the fourth section of an act entitled an act directing the method of proceeding in courts of equity against absent debtors, and other absent defendants, and for regulating the proceedings on attachments against absconding debtors, passed June 7th, 1822; and that said committee have leave to report by bill or otherwise.

The engrossed bills to be entitled, to wit:

"An act to amend an act entitled an act establishing the fees of certain officers therein named."

An act to amend the laws now in force in relation to the mode of electing Sheriffs and coroners."

And "an act to authorize the appointment of a commissioner or commissioners out of this State, to take the acknowledgment and proof of deeds and other instruments of writing under seal, and depositions"—

Were severally read the third time, and passed with their titles as stated.

Ordered, that the clerk carry said bills to the Senate, and request their concurrence therein.

A message from the Senate, by Mr. Gilbert, their Secretary:

MR. SPEAKER:

I am directed to inform you that the Senate have rejected bills of the following titles, to wit:

A bill to be entitled

"An act to amend an act entitled an act concerning attorneys and counsellors at law," passed June 25th, 1822.

A bill to be entitled

"An act to authorize Daniel Keith to sell the real estate of his wards."

A bill to be entitled

"An act for the relief of Elijah Sumrell?"

A bill to be entitled

"An act to dispense with the time prescribed by law for Henry Gilman attaining the age of majority, and for other purposes."

Which bills originated in the House of Representatives; and that

The Senate have passed a bill from this House, entitled

"An act to extend the limits of Lowndes county."

The Senate have concurred in the resolution from this House, appointing a joint committee to prepare a bill making provisions for the holding of a General Convention in this State, founded upon the present basis of Representation, in both houses of the General Assembly; and have appointed Messrs. Cage, Keegan, and Sterling the committee on their part.

The Senate have also concurred in the resolution from the House of Representatives appointing a joint committee to inquire into the expediency of dividing this State into two congressional districts, and provide by law for the election of an additional member in the Congress of the United States, from this State.

The Senate have given leave for the introduction of a bill to be entitled

"An act to amend an act entitled an act further to define and carry in to effect the act to extend the laws of this State over the persons, and property of the persons, called Indians, in this State."

And then he withdrew.

According to the order of the day,

The House resolved itself into a committee of the whole House, on a bill to be entitled

"An act to amend an act entitled an act to establish a Planters Bank in the State of Mississippi."

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Smith reported, that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Smith,

Ordered, that said report be received.

Whereupon,

Said amendments were read and severally agreed to by the House.

M. Stockton moved to amend said bill as follows, viz:

Strikeout at the end of the 5th session "and other incidental expenses," and insert "provided that it shall be the duty of the Bank to keep and furnish the mortgager with a copy of the necessary mortgage."

And the question being taken thereon—

It was decided in the negative, by

Yeas, 11—Nays, 14.

The yeas and nays being desired by Mr. Stockton and two other members—

Those who voted in the affirmative are

Mr. Claiborne,
Ellis,
Gaines,
Rankin,
Scott,
Walton.

Mr. Carr,
Green,
Granberry, of Lawrence.
Stockton,
Sparks.

11.

Those who voted in the negative are

Mr. Speaker,
Bradford,
Gibson, of Washington,
Irwin,
Maury,
McAfee,
Tucker,

Mr. Bingaman,
Carver,
Higgason,
Lore,
McDonald,
Smith,
Webber.

14.

On motion of Mr. Webber,

Ordered, that said bill be engrossed and made the order of the day for its third reading on to-morrow.

Then the House adjourned, till three o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

According to the order of the day,

The house resolved itself into a committee of the whole House, on the bill to be entitled,

"An act to authorize the Stockholders of the Bank of Mississippi to close their affairs with as much advantage to the public, and as little inconvenience to the individual stockholders as possible."

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Irwin reported, that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Irwin,

Ordered, that said report be received.

Whereupon,

Said amendments were severally read and agreed to by the House.

On motion of Mr. Green,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

According to the order of the day,

The House resolved itself into a committee of the whole House, on the bill to be entitled

"An act to establish a turnpike gate on the Narrabha creek swamp."

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Love reported that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Love,

Ordered, that said report be received.

Whereupon,

Said amendments were severally concurred in by the House.

On motion of Mr. Tucker,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on Monday next.

A message from the Senate, by Mr. Gilbert, their Secretary.

Mr. Speaker:

I am directed to inform you that the Senate have passed the following bills, viz:

1. A bill to be entitled

"An act amendatory of the laws prescribing the duties of Rangers."

2. A bill to be entitled

"An act to incorporate the officers and members of Washington Lodge, No. 3, in the town of Port Gibson, in Claiborne County."

3. A bill to be entitled

"An act to authorize the County Court of Hinds County to levy a special tax, and for other purposes."

Which bills originated in the House of Representatives.

The Senate have also passed

4. A bill to be entitled

"An act relative to elections."

5. A bill to be entitled

"An act, to amend an act entitled an act further to define and carry into effect the act to extend the laws of the State over the persons, and property of the persons, called Indians, in this State."

In which bills I am requested to ask the concurrence of this House;

And then he withdrew.

Ordered, that Mr. Gordon, a member from the county of Wilkinson, be excused from attendance on the House till to-morrow, 10 o'clock, A. M.

The bill to be entitled

"An act to reduce into one the several acts and parts of acts concerning highways, ferries and bridges"—

Was in order for a committee of the whole House.

On motion of Mr. Bingaman,

Ordered, that the House be discharged from the order on said bill, and that its further consideration be postponed until Monday next.

The bill to be entitled

"An act to enlarge the powers of the company for the improvement of Homochitto river, and for other purposes"—

Was read the second time.

On motion of Mr. Webber,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

The bill to be entitled

"An act to authorize Thomas J. Smith to hawk and peddle without licence"—

Was read the second time.

On motion of Mr. Scott,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act to emancipate certain slaves therein named,"

Was read the second time.

On motion of Mr. Stockton,

Ordered, that said bill lie on the table.

The bill to be entitled

"An act to incorporate Medical Societies, and for the purpose of regulating the practice of medicine and surgery in this State"—

Was read the second time.

On motion to Mr. Rankin,

Ordered, that said bill be indefinitely postponed.

The bill to be entitled

"An act, to amend an act entitled an act further to amend the acts concerning the jurisdiction and powers of justices of the peace in this State, and for other purposes, approved 15th December, 1830"—

Was read the second time.

Mr. Granberry, of Lawrence, moved the indefinite postponement of said bill.

And the question being taken thereon,

It was decided in the negative.

On motion of Mr. Tucker,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

The bill to be entitled

"An act to establish a turnpike gate on the Bayou Pierre Creek swamp in the county of Copiah"—

Was read the second time:

On motion of Mr. Egan,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

Mr. Claiborne gave notice that he will, on to-morrow, ask leave to introduce a bill to be entitled

"An act to incorporate the Homochitto bridge and turnpike company."

Then the House adjourned.

Saturday, December 3d, 1834.

The House met pursuant to adjournment.

Mr. Maury, from the committee on the Judiciary, to whom was committed the bill to be entitled

"An act to subject lands and tenements to the satisfaction of judgments rendered by a justice of the peace"—

Reported, that the committee had had the same under consideration, had made an amendment thereto, and had instructed him to report the same as amended,

On motion of Mr. Maury,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

Mr. Higgason moved that said bill be indefinitely postponed;

And the question being taken thereon,

It was decided in the affirmative.

Yeas, 22—Nays, 11.

The yeas and nays being called for by three members;

Those who voted in the affirmative are—

Mr. Speaker,
Bingaman,
Benson,
Claiborne,
Egan,
Edwards,
Gibson, of Warren,
Gibson, of Washington,
Gwin,
Higgason,
Irwin,

Mr. Carver,
Conant,
Carr,
Ellis,
Love,
McAfee,
Pemble,
Rankin,
Smith,
Tucker,
Walton,—22,

Those who voted in the negative are—

Mr. Bradford,
Coffee,
Green,
Granberry, of Copiah,
Granberry, of Lawrence,
Maury,

Mr. McDonald,
Stockton,
Scott,
Sparks,
Webber—11.

Mr. Scott, from the committee on the Judiciary, to whom was referred the bill to be entitled

"An act further to amend an act entitled an act to alter and amend the one hundred and twenty-second section of an act entitled an act to reduce into one the several acts and parts of acts concerning the establishment, jurisdiction and powers of the Superior Courts of law, passed June 28th, 1822, and for other purposes, passed December 16th, 1830."

Reported, that the committee had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Scott,

Ordered, that said report be received.

Whereupon,

Said amendment was read, and agreed to by the House.

On motion of Mr. Scott,

Ordered, that said bill be engrossed and made the order of the day for a third reading on Monday next.

Mr. Scott, from the same committee, to whom was referred the resolution directing an Enquiry into the expediency of providing by law for the electing of Electors for President and Vice President of the United States:

Reported, that the committee had had the same under consideration, and had instructed him to report a bill to be entitled

"An act directing the mode of choosing electors for President and Vice President of the United States."

On motion of Mr. Scott,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Bingham, from the joint committee to whom was referred the resolution constituting a joint committee from both Houses, to prepare a bill making provisions for the holding a General Convention in the State, founded upon the present basis of representation in both Houses of the General Assembly—

Reported, that the committee had had said resolution under consideration, and had instructed him to report a bill to be entitled

"An act to make provisions for holding a Convention in this State.

On motion of Mr. Bingham,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Sparks moved to reject said bill.

And the question thereon being taken,

It was decided in the negative.

Yeas, 13—Nays, 20.

The yeas and nays being called for by Mr. Green, and three other members—

Those who voted in the affirmative are—

Mr. Speaker,
Bingaman,
Claiborne,
Conant,
Egan,
Green,
Granberry, of Copiah,

Mr. Gibson, of Warren,
Higgason,
Scott,
Sparks,
Tucker,
Walton—13.

Those who voted in the negative are—

Mr. Bradford,
Benson,
Carver,
Coffee,
Carr,
Ellis,
Edwards,
Granberry, of Lawrence,
Gibson, of Washington,
Gwin,

Mr. Irwin,
Love,
Maury,
McDonald,
McAfee,
Pemble,
Rankin,
Stockton,
Smith,
Webber—20.

Mr. Claiborne, agreeably to notice given, asked and obtained leave to introduce a bill to be entitled

“An act to incorporate the Homochitto bridge and turnpike road company.”

Which was read the first time.

By leave of the House, Mr. McDonald introduced a bill to be entitled

“An act to authorize the executor, administrator, or administratrix, of the estate of Helam Krebs, deceased, to sell or lease certain real estate belonging to the estate of the said deceased.

Which was read the first time.

By leave of the House, Mr. Granberry, of Copiah, introduced a bill to be entitled

“An act to authorize the County Court of Copiah county to levy a special tax.”

Which was read the first time.

The engrossed bills entitled, viz:

“An act, to amend an act entitled an act to establish a Planters’ Bank in the State of Mississippi,” and

“An act to authorize Thomas J. Smith to hawk and peddle without license”—

Were read the third time, and passed with their titles as stated.

Ordered, that the Clerk carry said bills to the Senate, and request their concurrence therein.

The engrossed bill to be entitled

“An act to authorize the Stockholders of the Bank of the State of Mississippi, to close their affairs with as much advantage to the public, and as little inconvenience to the individual Stockholders as possible—

Was read the third time.

And on motion of Mr. Smith,

Ordered, to lie on the table.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act more effectually to provide for the prosecution of suits upon bonds, bills, obligations, bills of exchange, promissory notes, and other writings for the payment of money;

And after some time spent therein,

The Speaker resumed the chair;

And Mr. Bingaman reported, that the committee of the whole House had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Bingaman,

Ordered, that said report be received and agreed to:

On motion of Mr. Scott,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on Monday next.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act concerning Thomas Smith, a deaf and dumb youth, of Jackson county,

And after some time spent therein—

The Speaker resumed the chair;

And Mr. Edwards reported that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Edwards,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. McDonald,

Ordered, that said bill be engrossed and made the order of the day for a third reading on Monday next.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

I am directed to inform you that the Senate have passed bills of the following titles, to wit:

A bill to be entitled

"An act to authorize the County Court of Rankin county to levy a special tax, and for other purposes"—

And a bill to be entitled

An act to enable the guardian of Jane Randolph to sell certain real and personal property;"

Which bills originated in the House of Representatives.

The Senate have also passed a bill to be entitled

"An act to provide medical aid for sick prisoners."

Which bill originated in that body, and in which they desire the concurrence of this House.

The Senate have adopted the resolution following, to wit:

"Resolved, with the concurrence of the House of Representatives, "

joint committee of two be appointed on the part of this House, to act with such committee as may be appointed by the House of Representatives, to wait on his Excellency, the Governor, and inform him of the result of the election, in joint meeting of both Houses."

And have on their part appointed Messrs. Keegan and Jackson.

The Senate have given leave for the introduction of bills of the titles following, to wit:

A bill to be entitled

"An act to provide for the turnpiking of Knoxubbah Swamp, on the Robinson Road."

A bill to be entitled

"An act to reduce the fees of certain officers therein named."

And a bill to be entitled

"An act to exempt females from attending as witnesses in certain cases."

And then he withdrew.

The resolution from the Senate, proposing to constitute a joint committee to wait on his excellency the Governor and inform him of the result of the election in joint meeting of both Houses;

Was read and agreed to by the House,

Whereupon,

Messrs. Coffee, Bradford and Stockton, were appointed on the part of the House of Representatives.

Ordered, that the Clerk inform the Senate thereof.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to enlarge the powers of the company for the improvement of the navigation of the Homichitto River, and for other purposes"—

And after some time spent therein,

The Speaker resumed the chair;

And Mr. Higginson reported that the committee of the whole House had had said bill under consideration and had instructed him to report progress, and ask leave to sit again on Tuesday next.

On motion of Mr. Higginson,

Ordered, that said report be received and agreed to.

And then the House adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment—

And according to the order of the day resolved itself into a committee of the whole House on the bill to be entitled

"An act to establish a Turnpike Gate on the Bayou Pierre Creek Swamp, in the county of Caddo."

And after some time spent therein,

The Speaker resumed the chair;

And Mr. Scott reported that the committee of the whole House had

had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Scott,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Egan,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on Monday next.

By leave of the House, Mr. Webber made the following report, viz:

MR. SPEAKER:

The committee on the judiciary to whom was referred a resolution instructing said committee to inquire into the expediency of amending the fourth section of an act entitled "an act directing the method of proceeding in Courts of equity against absent debtors, and other absent defendant's, and for regulating proceedings on attachments against absconding debtors," passed June 7th 1822," have had said subject under consideration, and have instructed me to report a bill to be entitled

"An act to amend the fourth section of an act entitled an act directing the method of proceeding in courts of equity against absent debtors and other absent defendants, and for regulating proceedings on attachments against absconding debtors, passed June 7th, 1822."

On motion of Mr. Webber,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to amend an act entitled an act further to amend the acts concerning the jurisdiction and powers of justices of the peace in this State and for other purposes," approved 15th December, 1830"—

And after some time spent therein,

The Speaker resumed the chair;

And Mr. Maury reported that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto and had instructed him to report the same as amended.

On motion of Mr. Maury,

Ordered, that said report be received.

Whereupon,

Said amendments were read and agreed to by the House.

Mr. Maury moved to recommit said bill to the committee on the judiciary;

And the question being taken thereon,

It was decided in the negative.

Whereupon,

On motion of Mr. Tucker,

Said bill was ordered to be engrossed, and made the order of the day for a third reading on Monday next.

Mr. Pemble, from the committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills, have on this day presented to his excellency the Governor for his approbation and signature—

A bill to be entitled

An act to incorporate the Trustees of Meridian Springs Academy, in Hinds county—

And a resolution to dissolve the bonds of matrimony between Mary Ann Short and Jonas Short.

Mr. Coffee, from the joint committee appointed to wait on his excellency the Governor, and inform him of the result of the election in joint meeting of both Houses:

Reported, that they have performed that service, by delivering to his excellency a list of the appointments which were made on Thursday last.

The bill from the Senate to be entitled

“An act to amend the 4th chapter of the acts of the General Assembly, passed the year 1826,” and for other purposes;

Was read the second time, and ordered for a third reading on Monday next.

The bill to be entitled

“An act to repeal an act entitled an act further to define and carry into effect the act to extend the laws of this State over the persons, and property of the persons, called Indians; in this State, approved February 12, 1830—

Was read the second time;

And on motion of Mr. Stockton,

Ordered, to lie on the table.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

I am directed to inform you that the Senate have *indefinitely postponed* a bill to be entitled

An act to repeal the seventh section of an act entitled an act to prevent trespasses in certain cases, and declaring what shall be deemed a lawful enclosure”—

And have passed a resolution relating to the commissioners to negotiate the State loan;

Which bill and resolution originated in the House of Representatives.

And then he withdrew.

Mr. Ellis gave notice, that he will on Monday next, ask leave to introduce a bill to be entitled

“An act to authorize the County Court of Jones county to levy a special tax.

The bill to be entitled

“An act to authorize the County Court of Marion county to levy a special tax, and apply the same;

Was read the second time.

On motion of Mr. Rankin,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for Monday next.

The bill to be entitled

"An act altering the dividing line between the counties of Hinds and Madison,

Was read the second time.

On motion of Mr. Scott,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for Wednesday next.

Ordered, that Mr. Scott, a member from Hinds, be excused from attendance on the House until Tuesday next; and that Mr. Walton, a member from Yazoo, be excused from his attendance until Monday next.

The bill to be entitled

"An act to authorize James Abbott to keep a ferry across the Mississippi River, at Vicksburg,"

Was read the second time.

On motion of Mr. Tucker,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for Monday next.

The bill to be entitled

"An act to make valid the official acts of Abram R. Shaifer,"

Was read the second time.

On motion of Mr. Gordon,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for Monday next.

The memorial to the Congress of the United States on the subject of the lands in this State,

Was read the second time.

On motion of Mr. Sparks,

Ordered, that said memorial be committed to a committee of the whole house, and made the order of the day for Monday next.

The resolution to dissolve the bonds of matrimony heretofore existing between Stephen P. Williamson and Elizabeth Williamson,

Was read the second time.

On motion of Mr. Maury,

Ordered, that said resolution be committed to a committee of the whole House and made the order of the day for Monday next.

Mr. Pemble gave notice, that he will on Monday next ask leave to introduce a bill to be entitled

"An act to compel the Sheriff in each county to deposite his official books, in the office of the Clerk of the Circuit Courts in their respective counties, and for other purposes,"

The bills entitled, to wit:

An act to amend the statutes of limitation now in force"—

"An act to amend an act entitled an act to provide for the improvement of the navigation of the several water courses in this State, approved December 16th, 1830.

"An act authorizing the election of justices of the peace in the county of Wayne, and for other purposes"—

Were severally read the second time.

Ordered, that said bills be engrossed and made the order of the day for a third reading on Monday next.

The bill to be entitled

"An act to amend the several acts relative to the public revenue," passed February 16th, 1828,

Was read the second time.

On motion of Mr. Granberry, of Copiah,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for Monday next.

The bill to be entitled

"An act to amend an act entitled an act to incorporate the town of Raymond in the county of Hinds, passed December 15, 1830,"

Was read the second time—

On motion of Mr. Tucker,

Ordered, that said bill be engrossed and made the order of the day for Wednesday next.

The bill to be entitled

"An act to change the time of holding the Circuit, County and Probate Courts of Perry county,"

Was read the second time.

On motion of Mr. Gaines,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on Monday next.

The bill to be entitled

"An act further to amend an act entitled an act to appoint commissioners to locate lands given by the United States, to this State for a seat of government."

Was read the second time.

On motion of Mr. Coffee,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for Wednesday next,

The bill to be entitled

"An act to levy a special tax for the county of Warren;"

Was read the second time.

On motion of Mr. Gibson, of Warren,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for Monday next.

The bill to be entitled

"An act to suppress malicious injuries to personal property, and for other purposes,"

Was read the second time.

On motion of Mr. Sparks,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for Monday next.

The resolution to appoint a joint committee to report to his Excellency, the Governor, the officers supplied by the General Assembly,

Was read the second time—

And on motion of Mr. Webber,

Ordered to lie on the table.

The bills from the Senate entitled, to wit:

“An act relative to elections”-

“An act, to amend an act entitled an act further to define and carry into effect the act to extend the laws of the State over the persons, and property of the persons, called Indians, in this State”—

Were read the first time, and ordered for a second reading on Monday next.

Mr. Carr gave notice, that he will on Monday next ask leave to introduce a bill to be entitled

“An act to authorize the County Court of Simpson county to levy a special tax.”

On motion of Mr. Rankin,

Resolved, that the Governor be requested to report to this House the present condition of the Militia of this State, setting forth the organization of the Divisions, Brigades, Regiments and companies, and to what extent they are respectively officered, and also recommending such amendments of the militia laws as he may deem expedient.

Then the House adjourned.

Monday, December 5th, 1831.

The House met pursuant to adjournment.

Mr. Claiborne presented the petition and account of Horace Gridley, Sheriff of Adams county, praying that an allowance may be granted him, by a special act of the Legislature, for attendance on the criminal court of said county, and fuel furnished said court.

Which were referred to the committee of claims.

Mr. Bradford, from the committee to whom was referred the petition of sundry citizens of Jefferson county, praying that an act may be passed authorizing the building a bridge over the Petit Gulph Creek in said county,

Reported, that the committee had had the same under consideration, and had instructed him to report a bill to be entitled

“An act to incorporate the Petit Gulph Creek bridge company.”

On motion of Mr. Bradford,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Higgason, from the select committee to whom was referred the petition of sundry citizens of Monroe county, praying that a certain electoral precinct in said county may be changed—

Reported that the committee had had said petition under consideration, and had instructed him to report a bill to be entitled

"An act to change an election precinct in the county of Monroe."

On motion of Mr. Higgason,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

The bill from the Senate to be entitled

"An act to amend the 74th chapter of the acts of the General Assembly passed in the year 1826, and for other purposes,"

Was read the third time, and passed with its title as stated.

Ordered, that the clerk acquaint the Senate therewith.

The engrossed bill to be entitled

"An act to establish a turnpike gate over the Noxubba Creek Swamp,"

Was read the third time, and passed with its title as stated.

Ordered, that the clerk acquaint the Senate therewith, and desire their concurrence therein.

Mr. Pemble made the following report.

MR. SPEAKER:

The joint committee on enrolled bills, have this day examined bills of the following titles:

A bill to be entitled

"An act to authorize the county court of Hinds county to levy a special tax, and for other purposes."

A bill to be entitled

An act amendatory of the laws prescribing the duties of rangers."

A bill to be entitled

"An act authorizing the county court of Warren county to levy a special tax for the purpose of erecting a poor house in said county.

A bill to be entitled

"An act to alter the time of holding the county courts in the county of Hinds."

A bill to be entitled

"An act to extend the limits of Lowndes county."

A bill to be entitled

"An act to incorporate the officers and members of Washington Lodge No. 3, in the town of Port Gibson, in Claiborne county."

A bill to be entitled

"An act to incorporate Baker's Creek Baptist Church, in the county of Hinds."

A bill to be entitled

"An act to authorize the county court of Rankin county to levy a special tax, and for other purposes."

And have found the same correctly enrolled.

Whereupon,

The Speaker signed the same.

Ordered, that the clerk carry said bills to the Senate, for the signature of the President thereof.

Mr. Sparks, from the select committee to whom was referred the petition of Doctors John McMorrough and Richard F. Floyd, praying an allowance for medical aid to three indigent persons, reported that the committee had had the same under consideration, and had instructed him to report a bill to be entitled

"A act for the relief of Doctors John McMorrough and Richard F. Floyd."

On motion of Mr. Sparks,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Gordon, by leave of the House, presented the petition of John J. Collins, praying the passage of an act to emancipate Catharine, a female slave, and her child, Dulcenia"—

Which was read and ordered to lie on the table.

Mr. Maury called for the consideration of the petition of sundry citizens of Claiborne county, praying for the emancipation of Cato Buck and Rebecca, negro slaves therein named.

On motion of Mr. Pemble,

Ordered, that said petitions be indefinitely postponed.

Mr. Pemble called for the consideration of the petitions in relation to the emancipation of Rachel, Catharine, and Dulcenia, slaves therein named.

On motion of Mr. Pemble,

Ordered, that the said petitions be indefinitely postponed.

The engrossed bills entitled, to wit:

"An act concerning Thomas Smith, a deaf and dumb mute of Jackson county." And

"An act to establish a turnpike gate on the Bayou Pierre creek swamp, in the county of Copiah,"

Were read the third time, and passed with their titles as stated.

Ordered, that the clerk carry said bills to the Senate, and request their concurrence therein.

The engrossed bills entitled, to wit:

"An act to amend an act entitled an act further to amend the acts concerning the jurisdiction and powers of justices of the Peace, in this State, and for other purposes"—approved December 15th, 1830,

Was read the third time.

Mr. Maury moved to amend said bill, by way of rider, as follows:

Section 9. Be it further enacted, That the counties of Claiborne and Adams be, and they are hereby exempted from the operation of this act—

Which was read the first time.

On motion of Mr. Maury,

The rule was dispensed with; and

Said rider was read the second time.

On motion of Mr. Maury,

The rule was further dispensed with, said rider considered as engrossed, read a third time, and, together with the bill, put upon its passage.

And the question being put, shall the bill, with the amendment by way of rider, pass?

It passed in the affirmative.

Ordered, that the title of said bill be as stated.

Ordered, that the clerk carry said bill to the Senate, and desire their concurrence therein.

The bill to be entitled

"An act more effectually to provide for the prosecution of suits upon bonds, bills, obligations, bills of exchange, promissory notes, and other writings for the payment of money,"

Was in order for a third reading.

On motion of Mr. Webber,

Ordered, that said bill lie on the table.

The engrossed bill to be entitled

"An act further to amend an act entitled an act to alter and amend the one hundred and twenty-second section of an act entitled an act to reduce into one the several acts and parts of acts concerning the establishment, jurisdiction and powers of the Superior courts of law, passed June 28th, 1822, and for other purposes, passed December 16th, 1830,"

Was read the third time.

On motion of Mr. Conant,

Ordered, that said bill lie on the table.

The engrossed bill to be entitled

"An act to amend the statutes of limitations now in force,"

Was read the third time.

On motion of Mr. Webber,

Ordered, that said bill be recommitted to a select committee of three members; and

Messrs. Webber, Maury and Gordon were appointed, pursuant thereto.

The engrossed bills entitled, to wit:

"An act to amend an act entitled an act to provide for the improvement of the navigation of the several water courses in this State," approved December 16th, 1830.

"An act authorizing the election of justices of the peace, in the county of Wayne, and for other purposes." And

"An act to amend an act entitled an act to incorporate the town of Raymond, in the county of Hinds, passed December 15th, 1830,"

Were severally read the third time, and passed with their titles as stated.

Ordered, that the Clerk carry said bills to the Senate, and request their concurrence therein.

The engrossed bill to be entitled,

"An act to change the time of holding the Circuit, County and Probate Courts of Perry County,"

Was read the third time.

Whereupon,

On motion of Mr. Gaines,

The House forthwith resolved itself into a committee of the whole House, on said bill.

And after some time spent therein,
The Speaker resumed the chair; and

Mr. Webber reported that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Webber,

Ordered, that said report be received.

Whereupon,

Said amendment was read, and agreed to by the House:

The said bill was then put upon its passage.

And the question being put, shall said bill pass?

Was decided in the affirmative.

Ordered, that the title of said bill be as stated:

Ordered, that the clerk carry said bill to the Senate, and request their concurrence therein.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act to authorize the County Court of Marion county to levy a special tax, and apply the same."

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Rankin reported, that the committee of the whole House had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Rankin,

Ordered, that said report be received and agreed to.

On motion of Mr. Rankin,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

Mr. Bingaman, from the committee of accounts, made the following report, viz:

MR. SPEAKER:

The committee of Accounts, after a careful examination of the Books of the Auditor and Treasurer, and the vouchers in their respective offices, in support of them, have instructed me to make the following report:

The balance in the Treasury and in bank stock, on the 9th

ult. was	\$43,467. 50 1-2
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Deduct from this amount the sum of one thousand dollars, paid in two checks of \$500 each, and not charged in the account of the Cashier of the Bank of the State of Mississippi, not having been presented at the Bank at the time the account was forwarded,

1000

Will leave a balance of

42.467 50 1-2

Amount of balance reported by the Treasurer,

42.457 89 1-2

Excess in favor of the State,

9 61

The balance exhibited on the books of the Auditor, on the 10th. ult. was 42,440 47

This difference of balances can easily be accounted for by the circumstance that the report of the Treasurer was made up to the 9th ult., inclusive; while that of the Auditor included the following day; and from the additional circumstance that the advantage in changing money, is always in favor of the State.—This latter fact will also account for the excess of \$9 61, reported above.

Since the time at which the Reports were made up, the receipts of the Treasury have been, \$ 818 50
The disbursements, 1902 87 1-2

Excess of disbursements over receipts, 1084 36 1-2
Which deduct from the amount found in the Treasury, 42,467 50 1-2

Will leave a balance, at the present time, of 41,383 14

The committee cannot permit themselves to close this report, without expressing the high sense they entertain, of the fidelity, vigilance, and accuracy manifested by the Treasurer and Auditor in the discharge of the important trusts confided to their care.

On motion of Mr. Bingaman,

Ordered, that said report be received and agreed to.

According to the order of the day,

The House resolved itself into a committee of the whole House, on the bill to be entitled

“An act to authorize James Abbott to keep a ferry across the Mississippi river at Vicksburg.”

And after some time spent therein,

The Speaker resumed the chair, and

Mr. Gwin reported, that the committee of the whole House had had the said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Gwin,

Ordered, that said report be received and agreed to.

On motion of Mr. Sparks,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

“An act to make valid the official acts of Abram K. Shaifer.”

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. McRea reported that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. McRae,

Ordered, that said report be received.

On motion of Mr. Maury,
Ordered, that said bill be committed to a select committee of three members—

And pursuant thereto,

Messrs. Maury, Webber and Stockton were appointed.

Mr. Pemble, from the committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have, on this day, presented to his Excellency, the Governor, for his approbation and signature, bills of the following titles, to wit.

"An act to authorize the county court of Hinds county to levy a special tax, and for other purposes."

"An act amendatory of the laws prescribing the duties of Rangers."

"An act authorizing the county court of Warren to levy a special tax, for the purpose of erecting a poor house in said county."

"An act to alter the county courts in the county of Hinds."

"An act to extend the limits of Lowndes county."

"An act to incorporate the officers and members of Washington Lodge, No. 3, in the town of Port Gibson, in Claiborne county."

"An act to incorporate Baker's Creek Baptist Church, in the county of Hinds."

"An act to authorize the county court of Rankin county to levy a special tax, and for other purposes."

Then the House adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Green presented the petition of the Trustees of the school of the sixth section, in township eight, range one, west, in the Choctaw District, praying the passage of an act, authorizing them to establish the school house intended for said township on a lot of land proposed to be donated to said trustees, by Charles B. Green.

Which was read, and referred to a select committee of three members.

And Messrs. Green, Tucker, and Stockton were appointed pursuant thereto.

Mr. Green also presented the petition of Ozeas Taylor, jailor of Madison county, praying the passage of an act granting him an allowance for keeping and sustaining Thomas Brown and Alfred Ragland, from the 23d day of May, 1831, until the 28th day of August, 1831.

Which was read, and referred to the Committee of Claims.

Mr. Pemble, agreeably to notice given, asked and obtained leave to introduce a bill to be entitled

"An act to compel the sheriffs to deposite their official books, and for other purposes."

Which was read the first time.

Mr. Claiborne, by leave of the House, introduced a resolution relative to a daily mail from Huntsville, Alabama, to the city of Orleans—

Which was read the first time.

Mr. McAfee presented the account of John Powers, a citizen of Covington county, praying an allowance of twenty dollars, by special enactment, for supporting and attending James Bryant, a wounded pauper, for the term of ten days.

Which was referred to the Committee of Claims.

Mr. McRae made the following report:

MR. SPEAKER:

The committee on revisal and unfinished business have had the same under examination, and not finding any thing worthy of report, have instructed me to ask leave to be discharged from the further consideration of said business.

On motion of Mr. McRae,

Ordered, that said report be received and agreed to.

According to the order of the day, the House resolved itself into a committee of the whole House, on the Memorial to the Congress of the United States on the subject of the public lands in this State.

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Conant reported, that the committee of the whole House had had said Memorial under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Conant,

Ordered, that said report be received.

Whereupon,

Said amendment was read; and agreed to by the House.

On motion of Mr. Sparks,

Ordered, that said Memorial be engrossed and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

“An act to reduce into one the several acts and parts of acts concerning highways, ferries and bridges.”

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Green reported, that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Green,

Ordered, that said report be received;

Whereupon,

The amendments were severally read, and agreed to by the House.

Ordered, by Mr. Dingaman,

That said bill be engrossed and made the order of the day for a third reading on to-morrow.

And the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

I am directed to inform you that the Senate have rejected bills of the following titles, which originated in the House of Representatives:

A bill to be entitled

"An act to authorize the appointment of a Commissioner or Commissioners out of this State, to take the acknowledgment and proof of deeds and other instruments of writing under seal, and depositions," and

A bill to be entitled

"An act to authorize Thomas J. Smith to hawk and peddle without license."

They have passed a bill of the following title, to wit:

A bill to be entitled

"An act to establish and change election precincts in certain counties," with an amendment thereto.

In which amendment they desire the concurrence of the House of Representatives.

They have passed a bill to be entitled

"An act for the relief of Alexander Willis."

Which bills originated in the House of Representatives.

They have given leave for a bill of the following title to be introduced:

A bill to be entitled

"An act to revive and amend an act to incorporate the town of Warrenton, passed February 7th, 1820."

And then he withdrew.

Mr. Pemble, from the committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have on this day examined a bill to be entitled

"An act to enable the guardian of Jane Randolph to sell certain real and personal property," and

A resolution relative to the Commissioners to negotiate the State Loan.

And have found the same correctly enrolled.

Whereupon, the Speaker signed the same.

Ordered, that the Clerk carry said bills to the Senate, for the signature of the President thereof.

According to the order of the day, the House resolved itself into a committee of the whole House, on the resolution to dissolve the bonds of matrimony heretofore existing between Stephen P. Williamson and Elizabeth Williamson.

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Egan reported, that the committee of the whole House had had said resolution under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended,

On motion of Mr. Egan,

Ordered that said report be received,

Whereupon,

Said amendments were read, and agreed to by the House.

On motion of Mr. Stockton,

Ordered, that said resolution be engrossed, and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act to amend the several acts relative to the public revenue," passed February 16th, 1828.

And after some time spent therein,

The Speaker resumed the chair; and

Mr. McDonald reported, that the committee of the whole House had had said bill under consideration, and had instructed him to report progress, and ask leave to sit again to-morrow.

On motion of Mr. McDonald,

Ordered, that said report be received and agreed to.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act to levy a special tax for the county of Warren."

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Bradford reported, that the committee of the whole House had had said bill under consideration, and had instructed him to report the same, without amendment.

On motion of Mr. Bradford,

Ordered, that said report be received and agreed to.

On motion of Mr. Gibson, of Warren,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act to suppress malicious injuries to personal property, and for other purposes."

And after some time spent therein—

The Speaker resumed the chair; and

Mr. Love reported, that the committee of the whole House had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Love,

Ordered, that said report be received and agreed to.

On motion of Mr. Tucker,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

Mr. Pemble, from the committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on Enrolled Bills, have on this day presented to his Excellency, the Governor, for his approbation and signature—

A bill to be entitled

"An act to enable the guardian of Jane Randolph to sell certain real and personal property;" and

A resolution, relative to the Commissioners to negotiate the State Loan, Mr. Gordon, from the joint committee to which was referred the resolution, directing an inquiry into the expediency of revising and amending the existing laws of this state concerning slaves, free negroes and mulattoes—

Reported, that they have had the same under consideration, and have instructed him to report a bill to be entitled

"An act, to reduce into one the several acts concerning slaves, free negroes and mulattoes, passed June 18th, 1822."

On motion of Mr. Gordon,

Ordered, that said report be received.

Whereupon,

Said bill was ordered for its first reading on to-morrow.

The bills from the Senate entitled, to wit:

"An act, to amend an act entitled an act further to define and carry into effect the act to extend the laws of the state over the persons, and property of the persons, called Indians, in this state"—

"An act relative to elections"—

Were read a second time, and ordered for a third reading on to-morrow.

The bill to be entitled

"An act, directing the mode of choosing Electors for President and Vice President of the United States,"

Was read the second time,

On motion of McAfee,

Ordered, that said bill be engrossed and made the order of the day for third reading on to-morrow.

The bill to be entitled

An act to make provisions for holding a Convention in this State"—

Was read a second time.

On motion of Mr. Green,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for Wednesday next.

And then the House adjourned.

Tuesday, December 6th, 1831.

The House met pursuant to adjournment.

Mr. Claiborne presented the petition of Charlotte Newman, Ann Eliza Newman, and J. W. Monett, praying the passage of an act, authorizing the sale of a certain lot or tract of land, belonging to the heirs of the late Robert Dunbar, deceased.

Which was read, and referred to a select committee of three members.

And pursuant thereto, Messrs. Claiborne, Bingaman and Bradford were appointed.

Mr. Irwin presented the petition of sundry citizens of Jefferson county, praying a change in the law relative to elections.

Which was read, and referred to a select committee of three members.

And pursuant thereto, Messrs. Irwin, Webber, and Gordon were appointed.

Mr. Gibson, of Warren, presented the petition of M. Valentine and J. R. Sharkey, praying the Legislature to Memorialize the Congress of the United States to remove the Surveyor General's office from the town of Washington, in Adams county, to the town of Clinton, in Hinds county.

Which was read, and referred to a select committee of three members.

And pursuant thereto, Messrs. Gibson, of Warren, Smith, and Stockton were appointed.

Mr. McAfee, from the committee to whom was referred the resolution directing an inquiry into the expediency of distributing the Literary Fund to the several counties of this State—

Reported, that the committee had had the same under consideration, and had instructed him to report a bill to be entitled

“An act to provide for the distribution of the Literary Fund among the several counties of this State, and for other purposes.”

On motion of Mr. McAfee,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Bradford, from the select committee to whom was referred the petition of Sanders and Tulles, praying that an act may be passed authorizing them to establish, permanently, a Ferry across the Mississippi river, at the town of Rodney—

Reported, that the committee had had the same under consideration, and had instructed him to report a bill to be entitled

“An act to establish and regulate a Ferry across the Mississippi, at Rodney, in this State.”

On motion of Mr. Bradford,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Gordon called for the consideration of the bill reported by him on yesterday, as chairman of the joint committee, to which was referred the resolution directing an inquiry into the expediency of revising and amending the existing laws of this State, in relation to slaves, free negroes and mulattoes.

Which was read the first time.

Mr. Egan moved that one hundred copies of said bill be printed for the use of the House.

Mr. Webber moved to reject said bill.

And the question being taken thereon,

It was decided in the negative.

Yeas, 11—Nays, 23.

The yeas and nays being called for by three members—

Those who voted in the affirmative are

Mr. Benson,
Carver,
Ellis,
Granberry, of Copiah,
Granberry, of Lawrence.
Higgason,

Mr. Love,
McRae,
Tucker,
Walton,
Webber—11.

Those who voted in the negative are

Mr. Speaker,
Bingaman,
Bradford,
Claiborne,
Conant,
Coffee,
Carr,
Egan,
Edwards,
Green,
Goines,
Gibson, of Warren,

Mr. Gibson, of Washington,
Gordon,
Irwin,
Maury,
McDonald,
McFee,
Pemble,
Rankin,
Stockton,
Scott,
Sparks—23.

The motion to reject said bill not having prevailed—

The question was taken on the motion made by Mr. Egan, to have one hundred copies thereof printed—

And was decided in the affirmative.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

I am directed to inform you that the Senate have passed—

A resolution to confirm the decree of the Court of Chancery of the Eastern District of the State of Mississippi, made at the February term, 1831, dissolving the bonds of matrimony between Jane Jones and Samuel Jones.

A bill to be entitled

"An act to repeal the first section of an act, entitled an act to change the names of certain persons therein named, and for other purposes."

Which resolution and bill originated in the House of Representatives.

The Senate have passed a bill to be entitled

"An act to incorporate the Clinton and Vicksburg Rail Road Company.

In which I am requested to ask the concurrence of the House of Representatives:

And that bills of the following titles, from the House of Representatives, were lost on their final passage in the Senate, to wit:

A bill to be entitled

"An act requiring the Governor of this State to keep his office at the Seat of Government."

A bill to be entitled

"An act, to amend an act entitled an act for the punishment of crimes and misdemeanors, passed June 14th, 1822."

And then he withdrew.

A message from the Governor, by Mr. Falconer, his private secretary:

MR. SPEAKER:

I am directed by his Excellency the Governor, to inform the House of Representatives that he did, on this day, approve and sign—

"An act to authorize the County Court of Hinds county to levy a special tax, and for other purposes;"

"An act amendatory of the laws prescribing the duties of Rangers;"

"An act to authorize the County Court of Warren county to levy a special tax, for the purpose of erecting a poor house in said county;"

"An act to alter the time of holding the County Courts in the county of Hinds;"

"An act to extend the limits of Lowndes county;"

"An act to incorporate the officers and members of Washington Lodge, No. 3, in the town of Port Gibson, in Claiborne county;"

"An act to incorporate Baker's Creek Baptist Church, in the county of Hinds;"

"An act to authorize the County Court of Rankin county to levy a special tax, and for other purposes;"

An act to enable the guardian of Jane Randolph to sell certain real and personal property;" and

A resolution relating to the Commissioners to negotiate the State Loan, All of which originated in the House of Representatives.

And then he withdrew.

The bills from the Senate entitled, to wit:

"An act relative to elections"—and

"An act to amend an act entitled an act further to define and carry into effect the act to extend the laws of this State, over the persons, and property of the persons called Indians, in this State;"

Were read and passed with their titles as stated.

Ordered, that the Clerk inform the Senate thereof.

The engrossed bill to be entitled

"An act to authorize the County Court of Marion county to levy a special tax and apply the same;"

Was read the third time.

On motion of Mr. Stockton.

Ordered, that said bill be committed to a select committee of three members.

And Messrs. Stockton, Rankin and Benson, were appointed.

The engrossed bill to be entitled

"An act to authorize James Abbott to keep a ferry across the Mississippi river, at Vicksburg"

And the engrossed memorial to the Congress of the United States on the subject of the public lands in this State;

Were read the third time and passed.

Ordered that the title of said bill be as stated.

Ordered, that the clerk carry said bill and memorial to the Senate and request their concurrence therein.

The engrossed resolution to dissolve the bonds of matrimony heretofore existing between Stephen P. Williamson and Elizabeth Williamson,

Was read the third time and passed by a constitutional majority, two thirds of the members concurring therein.

Ordered, that the Clerk carry said resolution to the Senate, and request their concurrence therein.

The bill to be entitled

An act to reduce into one the several acts and parts of acts concerning highways, ferries and bridges,

Was in order for a third reading.

On motion of Mr. Stockton,

Ordered, that the House be discharged from its order on said bill, and that it be made the order of the day for three o'clock, P. M. on this day.

On motion of Mr. Stockton,

Ordered, that the house reconsider its vote taken on said order.

Whereupon,

Said bill was read the third time;

And thereupon,

On motion of Mr. Bingaman,

The House forthwith resolved itself into a committee of the whole House on said bill—

And after some time spent therein,

The Speaker resumed the chair;

And Mr. Irwin reported that the committee of the whole House, had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Irwin,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Bingaman,

Ordered that said bill be re-engrossed and made the order of the day for tomorrow.

Mr. Tucker submitted the following resolution—

Resolved, That a committee of five members of this House, be appointed to inspect and examine the statements of the elections held in each county of this State, on the first Monday and day following in August, 1834, as made by the returning officers of the several counties of this State, and transmitted by said returning officers, to the Secretary of State; and that said committee have leave to report whether or not the number of persons, citizens of this State, who voted for representatives, appears in and by said statements.

And the question being taken thereon,

It was decided in the negative.

Yeas, 13—Nays, 23.

Those who voted in the affirmative are—

Mr. Speaker,
Conant,
Egan,
Green,
Granberry, of Copiah,
Gibson, of Warren,
Gordon,

Mr. Higgason,
McRae,
Scott,
Sparks,
Tucker,
Walton,

—13.

Those who voted in the negative are—

Mr. Bingaman,
Bradford,
Benson,
Claiborne,
Carver,
Coffee,
Carr,
Ellis,
Edwards,
Gaines,
Granberry, of Lawrence,
Gibson, of Washington,

Mr. Gwin,
Irwin,
Love,
Maury,
McDonald,
McAfee,
Pemble,
Rankin,
Stockton,
Smith,
Webber

—23.

The engrossed bills entitled, to wit:

“An act to levy a special tax for the county of Warren”—

“An act to suppress malicious injuries to personal property,” and for other purposes;—

And “an act directing the mode of choosing electors for President and Vice President of the United States”—

Were severally read the third time and passed with their titles as stated.

Ordered, that the Clerk carry said bills to the Senate and request their concurrence therein.

The bill to be entitled

“An act to enlarge the powers of the company for the improvement of the navigation of Homochitto River,” and for other purposes;

Was in order for a committee of the whole House.

On motion of Mr. Sparks,

Ordered, that the House be discharged from its order on said bill, and that it be made the order of the day for three o'clock, P. M., on this day.

The bill to be entitled

“An act to amend the several acts relative to the public revenue, passed February 16th, 1828,”

Was in order for a committee of the whole House.

On motion of Mr. Webber,

Ordered that the House be discharged from the order on said bill, and that it be committed to the committee on Ways and Means.

By leave of the House, Mr. McAfee introduced a bill to be entitled

“An act to change the name of certain persons therein named, and for other purposes;—”

Which was read the first time.

By leave of the House, Mr. Love submitted the following resolution, which was adopted:

Resolved, That the committee on the Judiciary be instructed to inquire into the expediency of amending

"An act directing the method of proceeding in courts of equity against absent debtors, and other absent defendants, and for regulating the proceedings on attachments against absconding debtors, passed June 7th, 1822," so as to render the proceedings on attachments more speedy, safe and effectual.

The bill to be entitled

"An act to incorporate the Homochitto bridge and turnpike company,"

Was read the second time.

On motion of Mr. Webber,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for to-morrow.

Then the House adjourned 'till 3 o'clock, P. M.

• THREE O'CLOCK, P. M.

The House met pursuant to adjournment—

By leave of the House, Mr. Scott introduced a bill to be entitled

"An act to change the place of holding certain election precincts in the county of Hinds;"

Which was read the first time.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to enlarge the powers of the company, for the improvement of the navigation of Homochitto River, and for other purposes;"

And after some time spent therein,

The Speaker resumed the chair;

And Mr. Irwin reported that the committee of the whole House had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Irwin,

Ordered that said report be received.

On motion of Mr. Green,

Ordered, that said bill be referred to a select committee of five members—

And, Messrs. Webber, Green, Claiborne, Pemble and Gordon, were appointed pursuant thereto.

On motion of Mr. Claiborne,

Messrs. Sparks and Gibson, of Warren, were added to said committee—

And on motion of Mr. Higgason,

Mr. Tucker was also added to said committee.

The bill to be entitled

"An act to authorize the Executor, Administrator or Administratrix, of the estate of Helaine Krebs, deceased, to sell or lease certain real estate, belonging to the estate of said deceased;

Was read the second time.

On motion of Mr. McDonald,

Ordered, that said bill lie on the table.

The bill to be entitled

"An act to authorize the County Court of Copiah county to levy a special tax,"

Was read the second time.

On motion of Mr. Granberry, of Copiah,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for to-morrow.

A message from the Governor, by Mr. Thomas P. Falconer, his private Secretary;

Which was read and is as follows:

EXECUTIVE CHAMBER,
Jackson, Dec. 6, 1831. }

Gentlemen of the Senate, and House of Representatives:

I have the honor to lay before the General Assembly a statement of the expenses incurred by William L. S. Dearing, Esq., in surveying and marking out a road from Rankin, in Yazoo county, to the State line, in the direction of Memphis; which shows, in performing that service, he expended the sum of six dollars eighty three and three fourth cents more than the appropriation; and I most respectfully suggest for your consideration, the propriety of making him such further compensation as will be equal to his time and services.

GERARD C. BRANDON.

On motion of Mr. Bingham,

Ordered, that the said statement of William L. S. Dearing, Esq., be referred to the committee of claims.

The bill to be entitled

"An act to amend the fourth section of an act entitled an act directing the method of proceeding in courts of equity against absent debtors and other absent defendants, and for regulating proceedings on attachments against absconding debtors," passed June 8th, 1822,

Was read the second time.

On motion of Mr. Webber,

Ordered, that said bill be engrossed and made the order of the day for a third reading to-morrow.

The bill to be entitled

"An act to incorporate the Petit Gulph Creek Bridge Company,"

Was read the second time.

On motion of Mr. Bradford,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for to-morrow.

The bill to be entitled

"An act to change an election precinct in the county of Monroe,"

Was read the second time.

On motion of Mr. Higgason,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act for the relief of Doctors John McMorrough and Richard F. Floyd,"

Was read the second time.

On motion of Mr. Green,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for to-morrow.

The bill to be entitled

"An act to compel the Sheriffs to deposite their official books, and for other purposes,"

Was read the second time.

On motion of Mr. Pemble,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

The resolution relative to a daily Mail from Huntsville, Alabama, to the city of New Orleans;

Was read the second time—

On motion of Mr. Claiborne,

Ordered, that said resolution be engrossed, and made the order of the day for a third reading on to-morrow.

The bill from the Senate to be entitled

"An act to provide medical aid for sick prisoners,"

Was read the first time, and ordered for a second reading on to-morrow.

The amendment made by the Senate to the bill to be entitled

"An act to establish and change election precincts in certain counties,"

Was read, and agreed to by the House—

Ordered, that the Clerk acquaint the Senate therewith.

By leave of the House, Mr. Ellis introduced a bill to be entitled

"An act to authorize the County Court of Jones county to levy a special tax.

Which was read the first time.

By leave of the House, Mr. Carr introduced a bill to be entitled

"An act to authorize the Justices of the County Court of Hancock county to levy a special tax, and for other purposes"—

Which was read the first time.

By leave of the House, Mr. Carver introduced a bill to be entitled

"An act to levy a special tax for the county of Simpson"—

Which was read the first time.

By leave of the House, Mr. M'Affee submitted the following resolution, which was adopted:

Resolved, That the committee on Ways and Means be instructed to inquire into the expediency of abolishing so much of the tax on sales of Merchandize, as is assessed on Baging, Bale Rope and Twine, of American manufacture.

Mr. Rankin called for the consideration of the bill to be entitled
 "An act to authorize Henry Henninger to erect gates on a certain road
 therein named.

On motion of Mr. Rankin,

Ordered, that said bill be engrossed, and made the order of the day for
 a third reading on to-morrow.

Mr. Webber, from the select committee, to whom was recommitted the
 engrossed bill to be entitled

"An act to amend the statutes of limitations now in force"—

Reported, that the committee had had the same under consideration
 and had instructed him to report the same without amendment.

On motion of Mr. Webber,

Ordered, that said report be received and agreed to.

Whereupon,

Said bill was put upon its passage; and,

The question being put, Shall the bill pass?

It was decided in the affirmative.

Ordered, that the title of said bill be as stated.

Ordered, that the clerk carry said bill to the Senate, and request their
 concurrence therein.

Mr. Scott called for the consideration of the bill to be entitled

"An act more effectually to provide for the prosecution of suits upon
 bonds, bills, obligations, bills of exchange, promissory notes, and other
 writings for the payment of money"—

Whereupon,

Said bill was put upon its passage; and,

The question being put, Shall the bill pass?

It was decided in the affirmative.

Yeas, 20.—Nays, 15.

The yeas and nays being called for by three members—

Those who voted in the affirmative are—

Mr. Benson,
 Carver,
 Conant,
 Coffee,
 Carr,
 Ellis,
 Edwards,
 Granberry, of Copleah.
 Granberry, of Lawrence,
 Gwin,

Mr. Higgason,
 Love,
 McDonald,
 McAfee,
 Rankin,
 Stockton,
 Scott,
 Sparks,
 Tucker,
 Walton.—20.

Those who voted in the negative are—

Mr. Speaker,
 Bingaman,
 Bradford,
 Claiborne
 Egan,

Mr. Gibson, of Washington,
 Gordon,
 Irwin,
 Maury,
 Pemble,

Green,
Gaines,
Gibson, of Warren,

Smith,
Webber,

--15.

So the bill passed.

Ordered, that the title thereof be as stated.

Ordered, that the Clerk carry said bill to the Senate, and request their concurrence therein.

Then the House adjourned.

Wednesday, December 7, 1831.

The House met pursuant to adjournment.

Mr. Gibson, of Warren, presented the petition of Gadi Gibson, Jailor of Warren county, for the sum of two hundred and sixty-six dollars and seventy-two cents, for victualling sundry prisoners committed to the jail of said county—

Which was referred to the committee of claims.

Mr. Green presented a communication from Caleb Young, on the subject of the dividing line between the counties of Hinds and Madison—

Which was ordered to lie on the table.

Mr. Green, from the select committee to whom was referred the petition of the trustees of the school of the sixteenth section, in township 8, range one, west, in the Choctaw district, praying the passage of an act authorizing them to erect the school house intended for said township, on a lot proposed to be given for the use of said school by Charles B. Green—

Reported, that the committee had had the said petition under consideration, and had instructed him to report a bill to be entitled.

"An act authorizing the trustees of the school of section sixteen, in township eight, range one, west, to locate the school-house of said section.

On motion of Mr. Green,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Gordon, from the select committee to whom was referred the petition of Charles Horton, of Wilkinson county, praying the passage of an act authorizing him to sell certain real estate therein mentioned—

Reported, that the committee had had said petition under consideration, and had instructed him to report a bill to be entitled.

"An act to authorize Charles Horton of Wilkinson county to sell certain real estate therein mentioned."

On motion of Mr. Gordon,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Webber moved to reject said bill.

And the question being taken thereon,
It was decided in the affirmative.

Mr. Stockton, from the select committee to whom was referred the bill to be entitled

"An act to authorize the county court of Marion county to levy a special tax and apply the same—

Reported, that the committee had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Stockton,

Ordered, that said report be received and agreed to.

Whereupon,

Said bill was read the third time, and passed with its title as stated.

Ordered, that the clerk acquaint the Senate therewith, and request their concurrence therein.

Mr. Higgason, from the committee on elections, made the following report:

MR. SPEAKER:

The committee on elections, to whom were referred the credentials of the members of this House, have had the same under consideration, and have found the following duly elected, to wit:

From the county of Adams, John F. H. Claiborne, Adam L. Bingaman,

Amile, Edmund Smith, David Pemble.

Caiborne, Benjamin F. Stockton, James H. Maur.

Copiah, Daniel B. Egan, Seth Granberry.

Corington, Morgan M' Afee.

Franklin, Richard W. Webber.

Green, David McRae.

Hinds, Jeremiah Conant, James Scott.

Hancock, Elihu Carver.

Jackson, John McDonald.

Jefferson, Armstead B. Bradford, John L. Irwin.

Jones, Samuel Ellis.

Lawrence, Samuel Benson, George Granberry.

Lowndes, Tilghman M. Tucker.

Marion, William M. Rankin.

Monroe, George Higgason.

Madison, Charles B. Green.

Perry, George D. Gaines.

Pike, John Green, Franklin Love.

Rankin, Thomas J. Coffee.

Simpson, Frederick Carr.

Warren, Gibeon Gibson.

Washington, Claudius Gibson.

Wayne, John A. Edwards.

Wilkinson, M. F. DeGraffenreid, George H. Gordon.

Yazoo, Richard Sparks, William W. Walton.

On motion of Mr. Higgason,

Ordered, that said report be received, and that the committee be dis-

charged from the further consideration of said subject.

Mr. Green, from the select committee to whom was referred the petition of sundry citizens of the counties of Yazoo and Madison, praying that an act may pass, incorporating a company with authority to establish a ferry and turnpike across the Big Black river—

Reported that the committee had had the subject matter of said petition under consideration, and had instructed him to report a bill to be entitled "An act to establish the Chittaloosa turnpike company."

On motion of Mr. Green, ordered that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Higgason, from the select committee to whom was referred the resolution directing an inquiry into the expediency of memorializing the Congress of the United States, on the subject of making a donation of land to the State—

Reported, that the committee had had the same under consideration, and had instructed him to report a Memorial to the Congress of the United States of America.

On motion of Mr. Higgason,

Ordered, that said report be received.

Whereupon,

Said memorial was read the first time.

Mr. Gordon submitted the following resolution, which was adopted:

Resolved, that the committee on the Judiciary be instructed to inquire into the expediency of compelling persons holding joint and several promissory notes or notes, with several endorsers thereon, where any such person shall desire to commence suit on any such joint and several note, or against the endorser of such endorsed note, to join all the drawers of such joint and several note, or such endorsers in one action; and report by bill or otherwise.

A message from the Senate, by Mr. Gilbert, their Secretary:

MR. SPEAKER:

I am directed to inform the House of Representatives, that the Senate have passed bills of the following titles, to wit:

A bill to be entitled

"An act to repeal parts of an act entitled an act to incorporate the town of Vicksburg, passed February 12, 1830, and for other purposes." And

A bill to be entitled

"An act to amend an act entitled an act to establish a Planters' Bank in the State of Mississippi."

The Senate have indefinitely postponed a bill to be entitled

"An act concerning runaway slaves."

The bill to be entitled

"An act to amend an act entitled an act to provide for the election of a public printer, prescribe his duties, and fix the prices of the public printing," was lost on its final passage in the Senate—

All of which bills originated in the House of Representatives.

The Senate have given leave for the introduction of bills of the following titles, to wit:

A bill to be entitled

"An act to incorporate the Woodville and Homochitto turnpike company." And

A bill to be entitled

"An act to incorporate the Union Baptist Church, on Society Ridge, Hinds County."

His excellency, the Governor, did, on Monday the 5th instant, approve and sign

"An act to incorporate the Trustees of Meridian Springs Academy, in Hinds county." And

A resolution dissolving the bonds of matrimony between Mary Ann Short and Jonas Short."

Both of which originated in the Senate.

The Senate have also given leave for the introduction of a bill to be entitled

"An act to divide the county of Yazoo, and form a new county out of the same; and for other purposes."

And then he withdrew.

Mr. Scott called for the consideration of the bill to be entitled

"An act further to amend an act entitled an act to alter and amend the one hundred and twenty-second section of an act entitled an act to reduce into one the several acts and parts of acts concerning the establishment, jurisdiction, and powers of the superior courts of law, passed June 28th, 1822," and for other purposes, passed Decr, 16, 1830"—

Which was read the third time; and

The question being put, shall the bill pass?

It was decided in the negative.

By leave of the House, Mr. Bingham introduced a bill to be entitled

"An act to provide for the payment of the Sheriff of Adams county, for summoning regular juries for the criminal court"—

Which was read the first time.

By leave of the House, Mr. Claiborne introduced a bill to be entitled

"An act to change the time of holding the circuit courts in the county of Adams—

Which was read the first time.

By leave of the House, Mr. Coffee introduced a bill to be entitled

"An act to improve the road through Pearl river swamp, and for other purposes;"

Which was read the first time.

It having appeared to the House, that a bill of the same nature had been introduced this session,

The said bill was withdrawn by Mr. Coffee.

The bill to be entitled

"An act to reduce into one the several acts and parts of acts concerning highways, ferries, and bridges"—

Was read the third time

Mr. Bingham proposed the following amendment, by way of rider.

Amend section 5th, by inserting after the words "in each year," in line 43, 4th page, "And provided also that the road labor to be assessed on the

tax on goods and merchandize sold without the limits of any incorporated city or town, shall be in the proportion of one day's labor for every three dollars State and county tax in goods and merchandize so sold."

Which was read the first time.

On motion of Mr. Bangaman,

The rule was dispensed with, and said rider was read the second time.

On motion of Mr. Bingaman,

The rule was further dispensed with, said rider considered as engrossed, read the third time, and, together with the bill put upon its passage.

And the question being put, shall the bill and the amendment thereto, by way of rider, pass?

It was decided in the affirmative.

Ordered, that the title of said bill be as stated.

Ordered, that the Clerk carry said bill to the Senate, and request their concurrence therein.

The engrossed bill to be entitled

"An act to amend the fourth section of an act entitled an act directing the method of proceeding in Courts of Equity against absent debtors, and other absent defendants, and for regulating proceedings on attachments against absconding debtors, passed June 7th, 1822"—

Was read the third time; and

On motion of Mr. Webber,

Ordered to lie on the table.

The engrossed bill to be entitled

"An act to change an election precinct in the county of Monroe"—

Was read the third time, and passed with its title as stated.

Ordered, that the Clerk notify the Senate thereof, and desire their concurrence therein.

The engrossed bill to be entitled

"An act to compel the sheriffs to deposite their official books, and for other purposes"—

Was read the third time.

Whereupon,

On motion of Mr. Pemble,

The House forthwith resolved itself into a committee of the whole House, on said bill:

And after some time spent therein,

The Speaker resumed the chair,

And Mr. Stockton reported, that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended,

On motion of Mr. Stockton,

Ordered, that said report be received.

Whereupon,

The said amendments were read and agreed to by the House.

Mr. Webber proposed to amend said bill by way of rider, as follows:

Amend by way of rider, by adding to the bill the following proviso—

"Provided that this act shall not apply to sheriffs now in commission."

Which was read.

Mr. Pemble moved to reject said rider:

And the question thereon being taken—

It was decided in the affirmative.

The question then recurred on the passage of said bill—

And was decided in the affirmative.

Ordered, that the title be as stated.

Ordered, that the Clerk carry said bill to the Senate, and request their concurrence therein.

The engrossed resolution relative to a daily mail from Huntsville, Alabama, to the city of New Orleans—

Was read the third time, and passed.

Ordered, that the Clerk acquaint the Senate therewith, and desire their concurrence therein.

Mr. Pemble, from the Committee on Enrolled Bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have, on this day, examined bills of the following titles, to wit:

“An act for the relief of Alexander Willis;”

“An act to repeal the first section of an act entitled an act to change the names of certain persons therein named, and for other purposes;”

And a resolution to confirm the decree of the Court of Chancery of the Eastern District of the State of Mississippi, made at the February term, 1831, dissolving the bonds of matrimony between Jane Jones and Samuel Jones.

And “an act to amend the 74th chapter of the Acts of the General Assembly, passed the year 1826, and for other purposes”—

And have found the same correctly enrolled.

Whereupon,

The Speaker signed said bills.

Ordered, that the Clerk carry them to the Senate for the signature of the President thereof.

The engrossed bill to be entitled

“An act to authorize Henry Henniger to erect gates on a certain road therein named”—

Was read the third time, and passed with its title as stated.

Ordered, that the clerk acquaint the Senate therewith, and desire their concurrence therein.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

“An act altering the dividing line between the counties of Hinds and Madison”—

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Bingaman reported that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Bingaman,
Ordered, that said report be received.

Mr. Green moved that the House disagree to said report:
And the question being taken thereon,
It was decided in the negative.

Yeas, 9—Nays, 24.

The yeas and nays being called for by three members:

Those who voted in the affirmative are—

Mr. Speaker,
Bradford,
Claiborne,
Ellis,
Green,

Mr. Granberry, of Lawrence,
Maury,
Smith,
Webber—9.

Those who voted in the negative are—

Mr. Benson,
Bingaman,
Conant,
Coffee,
Carr,
Edwards,
Gaines,
Carver,
Granberry, of Copiah,
Gibson, of Warren,
Gibson of Washington,
Gordon,

Mr. Gwin,
Higgason,
Irwin,
Love,
McAfee,
McRae,
Pemble,
Rankin,
Scott,
Sparks,
Tucker,
Walton—24.

On motion of Mr. Green,
Ordered, that said bill lie on the table.

A message from the Governor, by Mr. Falconer, his private secretary:
Which was read, and is as follows—

EXECUTIVE CHAMBER,
Jackson, Dec. 7th, 1831.

Gentlemen of the House of Representatives:

I inform the General Assembly that Daniel McCaskill, an Associate Justice of the County Court of Wayne county, has removed, and said office is now vacant.

GERARD C. BRANDON.

Then the House adjourned till three o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act further to amend an act entitled an act to appoint Commissioners to locate the lands given by the United States to this State for a Seat of Government"—

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Granberry, of Copiah, reported that the committee of the whole House had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended:

On motion of Mr. Granberry, of Copiah,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Smith,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

Mr. Sparks, from the select committee to whom was referred the report of Wm. L. S. Deering, Esq. in relation to the Road marked out by him from Rankin, in Yazoo county, to the town of Memphis, on the Mississippi river—

Reported, that the committee had had the same under consideration, and has instructed him to report a Memorial.

On motion of Mr. Sparks,

Ordered, that said report be received.

Whereupon,

Said memorial was read the first time.

Mr. Pemble, from the committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on Enrolled bills, have on this day presented to His Excellency, the Governor, for his approbation and signature, bills of the following titles—

"An act for the relief of Alexander Willis;"

"An act to repeal the last section of an act entitled an act to change the names of certain persons therein named, and for other purposes;"

"An act to amend the 74th chapter of the acts of the General Assembly passed in the year 1826, and for other purposes;" and

A resolution to confirm the decree of the Court of Chancery of the Eastern District of the State of Mississippi, made at the February term, 1831, dissolving the bonds of Matrimony between Jane Jones and Samuel Jones.

On motion of Mr. Sparks,

Resolved, that the report and survey of the road from the town of Rankin, in this State, to the state line in direction to Memphis, in Tennessee, reported to the Governor by the Surveyor thereof, William L. S. Deering, Esq., and by him laid before this House, be deposited by the Clerk of this House in the Secretary of State's office, there to be preserved among the public records of the State.

According to the order of the day, the House resolved itself into a committee of the whole House.

Bill to be entitled

"An act for holding a Convention in this State"—

And after some time spent therein—

The Speaker resumed the chair; and

Mr. Green reported, that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Green,

Ordered, that said report be received.

The first of said amendments was then read, and is as follows:

"Sec. 5. And in case of the death, resignation or removal of any member elected to the Convention, from any county or district, the Governor shall issue his writ of election directed to the Sheriff, or other returning officer or officers of the county or district in which said vacancy shall happen, as the case may be, directing an election to be held according to law, to supply the vacancy occasioned by such death, resignation or removal; which election shall be held and conducted in all respects agreeably to the provisions of this act."

And the question being put, will the House agree to the said amendment?

It was decided in the affirmative.

Yeas, 34—Nay, 1.

The Yeas and Nays being called for, by Mr. Webber, and two other members:

Those who voted in the affirmative are—

Mr. Speaker,	Mr. Gibson, of Washington;
Bingaman,	Gordon,
Bradford,	Gwin,
Benson,	Irwin,
Claiborne,	Love,
Carver,	Maury,
Conant,	McDonald,
Coffee,	McAfee,
Carr,	McRae,
Ellis,	Rankin,
Egan,	Stockton,
Edwards,	Smith,
Green,	Scott,
Gaines,	Sparks,
Granberry, of Copiah,	Tucker,
Granberry, of Lawrence,	Walton,
Gibson, of Warren,	Webber—34.

In the negative—

Mr. Pemble.

The 2d, 3d, 4th and 5th amendments to the said bill, as made in the committee of the whole House,

Were then read, and agreed to by the House.

Mr. Webber proposed the following as an amendment to said bill:

Amend the bill by striking out the second section, and insert in lieu thereof the following:

1.

"Sec. 2. Be it further enacted, that the representation shall be apportioned in the following manner, to wit:

"The counties of Wayne, Green, Jackson, Hancock, Perry, Jones, Covington, Simpson, Rankin, Marion, Washington, and Lowndes, shall each have one representative: the counties of Adams, Franklin, Lawrence, Jefferson, Claiborne, Warren, Madison, and Monroe, shall each have two representatives: the counties of Wilkinson, Amite, Pike, and Yazoo, shall each have three representatives: and the counties of Covich and Hinds shall each have four representatives."

And the question being taken thereon,

It was decided in the negative.

Yeas, 14—Nays, 21.

Those who voted in the affirmative are—

Mr. Speaker,
Conant,
Egan,
Green,
Granberry, of Covich.
Gibson, of Warren,
Gordon,

Mr. Pemble,
Smith,
Scott,
Sparks,
Tucker,
Walton,
Webber—14.

Those who voted in the negative are—

Mr. Bingaman,
Bradford,
Benson,
Claiborne,
Carver,
Coffee,
Carr,
Ellis,
Edwards,
Gaines,
Granberry, of Lawrence,

Mr. Gibson, of Washington,
Gwin,
Irwin,
Love,
Maury,
McDonald,
McAfee,
McRae,
Rankin,
Stockton—21.

Or motion of Mr. Bingaman,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

A message from the Senate, by Mr. Gilbert, their secretary.

MR. SPEAKER:

I am directed to inform the House that the Senate have adopted a joint resolution that the two Houses will meet in the Representative Hall, on Thursday, the 8th day of December, instant, for the purpose of electing a State Treasurer; and an Auditor of Public Accounts—

A Judge of Probate, and two Associate Justices for the county of Wayne—

An Associate Justice for the county of Adams, and a State Printer for the year 1832.

The Senate have passed bills from this House of the titles following, to wit:

A bill to be entitled

"An act to establish a turnpike gate over the Noxubba creek swamp."

A bill to be entitled

"An act to amend an act entitled an act to provide for the improvement of the navigation of the several water courses in this State, approved December 16th, 1830."

A bill to be entitled

"An act concerning Thomas Smith, a deaf and dumb youth of Jackson county."

A bill to be entitled

"An act to amend an act entitled an act to incorporate the town of Raymond, in the county of Hinds, passed December 15th, 1830;" and

A bill to be entitled

"An act to amend an act entitled an act establishing the fees of certain officers therein named;" with an amendment thereto, in which amendment I am requested to ask the concurrence of the House of Representatives.

The Senate have passed bills of the following titles, to wit:

A bill to be entitled

"An act to exempt females from attending as witnesses in certain cases," and

A bill to be entitled

"An act further to alter and amend an act entitled an act to reduce into one the several acts and parts of acts concerning the establishment, jurisdiction and powers of the superior courts of law, passed June 28th, 1822, and for other purposes."

A bill to be entitled

"An act to incorporate the Union Baptist Church, on Society Ridge, Hinds county;" and

A bill to be entitled

"An act to amend an act entitled an act to reduce into one the several acts concerning last wills and testaments, the duties of executors, administrators and guardians, the rights of orphans and other representatives of deceased persons, passed Nov. 26, 1831."

Which four bills originated in the Senate; and in which I am requested to ask the concurrence of this House.

And then he withdrew.

Then the House adjourned.

Thursday, December 8th, 1831.

The House met pursuant to adjournment.

On motion of Mr. Webber,

The order of the day on the presentation of petitions was suspended, and the House proceeded to the consideration of the joint resolution from the Senate in relation to the election of certain officers on this day at 11 o'clock, A. M.

On motion of Mr. Webber,

Ordered, that the House agree to said resolution.

Ordered, that the Clerk acquaint the Senate therewith.

Mr. McAfee presented the petition of Simeon Thomas, Escheator of the county of Covington, on the estate of Duncan McCarthy, deceased, praying the passage of an act allowing him the sum of twenty dollars for his services in attending to the affairs of said estate;

Which was read and referred to the committee on claims.

Mr. Egan presented the act of James Short, for services rendered, in arresting and carrying Jacob K. Horton, charged with the crime of Larceny, from the town of Gallatin to the town of Vicksburg:

Which was read and referred to the committee of claims:

Mr. Gibson, of Washington, to whom was referred the petition of Amos Moore, a citizen of Washington county, praying the legislature to memorialize the Congress of the United States to grant him a donation of land:

Reported, that the committee had had said petition under consideration, and had instructed him to report a memorial.

On motion of Mr. Gibson, of Washington,

Ordered, that said report be received.

Whereupon,

Said memorial was read the first time.

By leave of the House, Mr. Green presented the petition of the Judges of the County Court of Madison county, praying the passage of an act authorizing said Court to levy a special tax in the county of Madison.

Which was read and referred to a select committee of three members—And pursuant thereto, Messrs. Green, Bradford and Carver, were appointed.

Mr. Irwin, from the select committee, to whom was referred the petition of sundry citizens of Jefferson county, praying the passage of an act, changing the method of holding elections in this State.

Reported, that the committee had had the subject matter of said petition under consideration, and had instructed him to report, that as the same was of a general nature, and as it is inexpedient to make any change in the method of holding elections, and as the committee is of the opinion that the same should be referred to the people, and that the committee do hereby recommend that the same be referred to the people.

Resolved, that the committee do hereby recommend that the same be referred to the people.

Resolved, that the committee do hereby recommend that the same be referred to the people.

Resolved, that the committee do hereby recommend that the same be referred to the people.

By leave of the House, Mr. McRae introduced a bill to be entitled
 "An act to levy a special tax for the county of Green, and for other purposes;

Which was read the first time.

Mr. Claiborne, by leave of the House, submitted the following resolution, which was adopted:

Resolved, that the Auditor and Treasurer be required to report to this House, whether any trespasses have been committed on the public lands under their charge during the past and current year, and if any, what steps have been taken in behalf of the State to recover from said trespassers.

By leave of the House, Mr. Gibson, of Warren, introduced a bill to be entitled

"An act to confirm the name of Ezekiel Dawson Brown,"

Which was read the first time.

Mr. Tucker moved to reject said bill—

And the question being taken thereon,

It was decided in the negative.

The bill to be entitled

"An act for holding a Convention in this State,"

Was read the third time.

Mr. Webber moved that the House resolve itself into a committee of the whole House on said bill,

And the question being taken thereon,

It was decided in the negative.

The question then recurred on the passage of said bill,

And was decided in the affirmative.

Yeas, 25,—Nays, 10.

The yeas and nays being called for by three members.

Those who voted in the affirmative are—

Mr. Bingaman,

Bradford,

Benson,

Claiborne,

Carver,

Cochran,

Cook,

Craig,

Eaton,

Ellis,

Evans,

Fleming,

Fowler,

Gibson,

Graham,

Greene,

Hammond,

Harris,

Hatch,

Hicks,

Hill,

Holmes,

Mr. Gwin,

Irwin,

Love,

McDonald,

Maury,

McAfee,

McRae,

Pemle,

Ransom,

Seaton,

Short,

Steele,

Swain,

Tucker,

Webber,

Wheeler,

Wicks,

Wilson,

Wood,

Wright,

Yates,

Zimmerman.

Gibson, of Warren,

Walton,—10.

Ordered, that the title of said bill be as stated.

Ordered, that the Clerk carry said bill to the Senate and request their concurrence therein.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

I am directed to inform this House that the Senate have passed a bill to be entitled

“An act to levy a special tax for the county of Warren,”

Which bill originated in the House of Representatives.

The Senate have rejected bills from this House of the following titles, to wit:

A bill to be entitled

“An act to amend the statutes of limitations now in force”—and

A bill to be entitled

“An act more effectually to provide for the prosecution of suits upon bonds, bills, obligations, bills of exchange, promissory notes and other writings for the payment of money.”

The Senate have given leave for the introduction of a bill to be entitled

“An act to incorporate the Trustees of Consolation Church, in Wilkin-son county.”

And then he withdrew.

Mr. Maury, from the select committee, to whom was referred the bill to be entitled

“An act to make valid the official acts of Abram K. Shaifer”—

Reported, that the committee had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Maury,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

The engrossed bill to be entitled

“An act further to amend an act entitled a ct to appoint commissioners to locate the lands given by the United States to this State, for a seat of government—

Was read the third time and passed with its title as stated.

Ordered, that the Clerk acquaint the Senate therewith and desire their concurrence therein.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

“An act to incorporate the Homochitto Bridge and turnpike road company,

And after some time spent therein,

The Speaker resumed the Chair; and,

Mr. Irwin reported that the committee of the whole House had had said bill under consideration, and had instructed him to report progress, and ask leave to sit again on to-morrow.

On motion of Mr. Irwin,

Ordered, that said report be received and agreed to.

In accordance with a joint resolution in relation to the election of certain officers therein named, the hour of 11 o'clock, A. M., having arrived, the Senate were notified by the Clerk, that the House of Representatives were ready to receive them in the Hall of the House;

And thereupon,

The Senate appeared and took the seats assigned them:

When two Houses in joint meeting proceeded to vote for a State Treasurer; an Auditor of Public Accounts;

A Judge of Probate and two Associate Justices for Wayne county.

On counting the votes it appeared that the following persons were duly elected to the offices, for which they are severally named, to wit:

James Phillips, State Treasurer.

Thomas B. J. Hadley, Auditor of Public Accounts.

Thomas P. Falconer, Judge of Probate for Wayne county.

Nathan Slay and John Watts, Associate Justices for Wayne county.

Whereupon,

The President of the Senate announced the above named persons as duly elected to the offices for which they are severally named.

The two Houses then proceeded to the election of an Associate Justice for Adams county; the following is the result of the vote:

For William Stanton.

Mr. Briscoe,	Mr. Jackson,	<i>Senators,—2.</i>
Mr. Speaker,	Mr. Gordon,	
Claiborne,	Gwin,	
Carr,	Love,	
Ellis,	McDonald,	
Edwards,	M'Rae,	
Gaines,	Rankin,	
Granberry, of Copiah,	Webber.	
Granberry, of Lawrence,		<i>Representatives,—15.</i>
		Total, 17.

For Henry L. Conner.

Mr. Cage,	Mr. Land,	
Dunbar,	Smith,	
Guion,	Sterling,	
Keegan,	Trotter,	<i>Senators,—8.</i>
Mr. Bingaman,	Mr. Higgason,	
Bradford,	Irwin,	
Benson,	Maury,	
Carver,	McAfee,	
Conant,	Pemble,	
Coffee,	Stockton,	
Egan,	Scott,	
Green,	Sparks,	

Gibson, of Warren,
Gibson, of Washington,

Walton,
Representatives,—19.

Total, 27.

Whereupon,

The President of the Senate announced to the two Houses that Henry L. Conner was duly elected Associate Justice for the county of Adams. The two Houses then proceeded to the election of State Printer.

The following is the result of the vote:—

For Peter Isler.

Mr. Briscoe,	Mr. Kennedy,	
Cage,	Keegan,	
Sterling,		<i>Senators</i> ,—5.
Mr. Bingaman,	Mr. Granberry, of Lawrence,	
Benson,	Gwin,	
Conant,	Love,	
Coffee,	McDonald,	
Carr,	McAfee,	
Ellis,	McRae,	
Egan,	Pemble,	
Edwards,	Stockton,	
Granberry, of Copiah,	Scott,	<i>Representatives</i> ,—18.
		Total, 23.

For William Mills.

Mr. Guion,		<i>Senator</i> ,—1.
Mr. Gibson, of Warren,	Mr. Irwin,	
Gibson, of Washington,	Webber,	<i>Representatives</i> ,—4.
		Total,

For William H. Ewing.

Mr. Land,	Mr. Smith,	<i>Senators</i> ,—2.
Mr. Speaker,	Mr. Higgason,	
Carver,	Maury,	
Green,	Sparks,	
Gaines,	Tucker,	
Gordon,	Walton,	<i>Representatives</i> ,—10.
		Total, 12.

For Andrew Marschalk.

Mr. Dunbar,	Mr. Jackson,	<i>Senators</i> ,—3.
Trotter,	Mr. Rankin,	
Mr. Bradford,		<i>Representatives</i> ,—3.
Claiborne,		Total, 6.

Neither of the candidates having a majority of the votes, the two Houses then proceeded again to vote.

The following is the result.

For Peter Isler.

Mr. Briscoe, Cage, Kennedy,	Mr. Keegan, Sterling,	<i>Senators,—5.</i>
Mr. Bingaman, Benson, Conant, Coffee, Carr, Ellis, Egan, Edwards, Granberry, of Copiah, Granberry, of Lawrence.	Mr. Gordon, Gwin, Love, McDonald, McAfee, McRae, Pemble, Rankin, Stockton, Scott,	<i>Representatives,—20.</i>
		Total, 25.

For William Mills.

Mr. Dunbar, Guion, Jackson,	Mr. Smith, Trotter,	<i>Senators—5</i>
Mr. Speaker, Bradford, Gibson, of Warren,	Mr. Gibson, of Washington, Irwin, Webber.	<i>Representatives—6</i>
		Total, 11

For William H. Ewing.

Mr. Land. Mr. Claiborne, Carver, Gwin, Gaines, Higgason,	Mr. Maury, Sparks, Tucker, Walton.	<i>Senator—1</i>
		<i>Representatives—9.</i>
		Total, 10.

Whereupon,

The President of the Senate announced to the two houses that Peter Isler was duly elected State Printer.

And then the Senate retired to their chamber.

And the House adjourned till three o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have, on this day, examined bills of the following titles, to wit:

"An act to repeal parts of an act entitled an act to incorporate the town of Vicksburg, passed February 12th, 1830, and for other purposes."

"An act to establish and change election precincts in certain counties."

"An act to amend an act entitled an act to establish a Planters' Bank in the State of Mississippi."

"An act to amend an act entitled an act further to define and carry into effect the act to extend the laws of this State, over the persons, and property of the persons, called Indians, in this State." And

"An act relative to elections."

And have found the same correctly enrolled.

Whereupon,

The Speaker signed said bills.

Ordered, that the clerk carry them to the Senate, for the signature of the President thereof.

Mr. Maury called for the consideration of the bill to be entitled

"An act to make valid the official acts of Abram K. Shaifer."

And thereupon,

It was ordered, that said bill be recommitted to a committee of the whole House, and made the order of the day for to-morrow.

A message from the Governor, by Mr. Thomas P. Falconer, his private Secretary:

MR. SPEAKER:

I am directed by His Excellency, the Governor, to inform the House of Representatives, that he did, on this day, approve and sign

"An act to repeal the first section of an act entitled an act to change the names of certain persons therein named, and for other purposes."

"An act for the relief of Alexander Willis," and

A resolution to confirm the decree of the court of Chancery of the Eastern District of the State of Mississippi, made at the February term, 1831, dissolving the bonds of matrimony between Jane Jones and Samuel Jones.

All of which originated in the House of Representatives.

And then he withdrew.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act to authorize the county court of Copiah county to levy a special tax."

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Gwin reported, that the committee of the whole house had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Gwin,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Granberry of Copiah,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole, on the bill to be entitled

“An act to incorporate the Petit Gulph Creek bridge company.”

And, after some time spent therein,

The Speaker resumed the chair; and

Mr Tucker reported, that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Tucker,

Ordered, that said report be received.

Whereupon,

Said amendments were severally read and agreed to by the House.

On motion of Mr. Bradford,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

“An act for the relief of Doctors John McMorrough and Richard F. Floyd—

And, after some time spent therein,

The Speaker resumed the chair, and

Mr. Gordon reported that the committee of the whole house had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Gordon,

Ordered, that said report be received and agreed to.

On motion of Mr. Sparks,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

The bill from the Senate to be entitled

“An act to provide medical aid for sick prisoners”—

Was read the second time.

On motion of Mr. Tucker,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

The bill to be entitled

“An act to provide for the distribution of the Literary fund among the several counties of this State, and for other purposes”—

Was read the second time.

On motion of Mr. McAfee,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

The bill to be entitled

“An act to establish and regulate a ferry across the Misissipp, at Rodney, in this State,”

Was read the second time.

On motion of Mr. Bradford,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act to amend an act entitled an act to reduce into one the several acts concerning slaves, free negroes, and mulattoes," passed June 18th, 1822—

Was read the second time.

Mr. Tucker moved that said bill be indefinitely postponed.

And the question being taken thereon,

It was decided in the negative.

On motion of Mr. Gordon,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for Saturday next.

Mr. McDonald called for the consideration of the resolution in relation to the exclusion of all new business from this House, of a general nature, after Saturday next, unless it originates in the Senate.

And moved to amend the same as follows:

'Strike out "Saturday," and insert "Monday 12th instant."

And the question being taken,

It was decided in the negative.

Yeas, 10—Nays 21.

The yeas and nays being called for by three members,

Those who voted in the affirmative, are—

Mr. Bradford,	Mr. Granberry, of Lawrence,	
Benson,	Gordon,	
Carr,	Higgason,	
Egan,	Maury,	
Gaines,	McDonald.	10.

Those who voted in the negative, are—

Mr. Speaker,	Mr. Gwin,	
Bingaman,	Irwin,	
Claiborne,	Love,	
Carver,	Pemble,	
Conant.	Rankin,	
Coffee,	Scott,	
Ellis,	Sparks,	
Edwards,	Tucker,	
Granberry, of Copiah,	W. Iton,	
Gibson, of Warren,	Webber.	
Gibson, of Washington;		21.

On motion of Mr. Webber,

Ordered, that said resolution be indefinitely postponed.

The bills entitled, to wit:

"An act to change the names of certain persons therein named, and for other purposes;" and

"An act to change the place of holding certain election precincts in the county of Hinds,"

Were read the second time.

Ordered, that said bills be engrossed, and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act to authorize the county court of Jones county to levy a special tax,"

Was read the second time.

On motion of Mr. Ellis,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

The bill to be entitled

"An act to authorize the justices of Hancock county to levy taxes, and for other purposes,"

Was read the second time.

On motion of Mr. Carver,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

The bill to be entitled

"An act to levy a special tax for the county of Simpson,"

Was read the second time.

On motion of Mr. Carr,

Ordered, that said bill be committed to a committee of the whole house, and made the order of the day for to-morrow.

The bill to be entitled

"An act authorizing the trustees of the school of section sixteen, township eight, range one, west, Choctaw District, to locate the school-house off said section,"

Was read the second time.

On motion of Mr. Webber,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act to incorporate the Chittaloosa Turnpike company,"

Was read the second time.

On motion of Mr. Sparks,

Ordered, that said bill be committed to a committee of the whole house, and made the order of the day for Saturday next.

Then the House adjourned.

Friday, December 9th, 1831.

The House met pursuant to adjournment—

Mr. Carver, from the select committee to whom was referred the petition of sundry citizens of Hancock county, praying the passage of an act.

granting relief to James Toole, late assessor and collector of taxes for said county, and his securities—

Reported that the committee had had said petition under consideration, and had instructed him to report a bill to be entitled

“An act for the relief of the widow and heirs of Duncan McCall, late of the county of Hancock, deceased.”

On motion of Mr. Carver,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Green, from the select committee to whom was referred the petition of the Judges of the County Court of Madison county, praying the passage of an act authorizing said court to levy a special tax on said county; Reported, that the committee had had said petition under consideration, and had instructed him to report a bill to be entitled

“An act to authorize the County Court of Madison county to levy special taxes.”

On motion of Mr. Green,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

By leave of the House, Mr. Coffee introduced a bill to be entitled

“An act to incorporate the town of Brandon, in the county of Rankin;”

Which was read the first time.

Mr. Maury, by leave of the House, introduced a bill to be entitled

“An act directing the mode of publishing the laws of this state.”

Which was read the first time.

Mr. Coffee, by leave of the House, introduced a bill to be entitled

“An act for the relief of Robert Jones.”

Which was read the first time.

Mr. Irwin called for the consideration of the resolution proposing to instruct the Judiciary Committee to inquire into the expediency of increasing the County Court to five members, in those counties to be affected by the new road law,—

And moved to amend the same as follows:

Strike out from the word resolved, and insert the following “that a select committee, to be composed of one member from the counties of Wilkinson, Adams, Jefferson, Claiborne, Warren, Washington and Hinds be appointed to inquire into the expediency of increasing the County Court of said counties to five members”—

And the question thereon being taken,

It was decided in the affirmative.

The question then recurred on the adoption of said resolution, as amended—

And was decided in the affirmative.

And pursuant thereto, Messrs. Irwin, Gordon, Claiborne, Stockton, Gibson, of Warren, Scott, and Gibson, of Washington, were appointed.

Mr. Scott, by leave of the House, introduced a resolution in relation to a Penitentiary.

Which was read the first time.

Mr. Tucker, by leave of the House, submitted the following resolution, which was adopted:

Resolved, that a select committee of five members of this House be appointed, to inquire into the expediency and propriety of repairing the road commonly called the Robinson road, leading from the town of Columbus, in Lowndes county, to Parker's, better known by the name of Doak's stand, in the county of Madison, and that they have leave to report by bill or otherwise.

And pursuant thereto, Messrs. Tucker, Green, Higginson, Sparks, and Scott, were appointed.

Mr. Bradford moved a reconsideration of the vote taken on the order of yesterday, on the bill to be entitled

"An act to incorporate the Chittaloosa Turnpike Company."

And the question thereon being taken,

It was decided in the affirmative.

Whereupon,

On the motion of Mr. Green,

It was ordered that said bill be committed to a committee of the whole House, and made the order of the day for this day, at three o'clock, P. M.

The engrossed bills entitled, to wit:

"An act to authorize the County Court of Covich county to levy a special tax;"

"An act to incorporate the Petit Gulf Creek Bridge Company;"

"An act for the relief of Doctors John M. Mc Morrow and Richard F. Floyd;" and

"An act to establish and regulate a Ferry across the Mississippi, in this State;"

Were read the third time, and passed with their titles as stated.

Ordered, that the Clerk carry said bills to the Senate, and request their concurrence therein.

The bill to be entitled

"An act to change the names of certain persons therein named, and for other purposes"—

Was read the third time.

And thereupon,

On motion of Mr. McAfee,

The House forthwith resolved itself into a committee of the whole House, on said bill.

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Gibson, of Washington, reported that the committee of the whole House had had said bill under consideration, had made an amendment hereto, and had instructed him to report the same as amended:

On motion of Mr. Gibson, of Washington,

Ordered, that said report be received.

Whereupon,

Said amendment was read, and agreed to by the House.

The question was then put on the passage of said bill as amended—

(The yeas and nays were called for.)

(The yeas were 14, and the nays were 10.)

Ordered, that the Clerk carry said bills to the Senate, and desire their concurrence therein.

Ordered, that the Clerk carry said bills to the Senate, and desire their concurrence therein.

Ordered, that the Clerk carry said bills to the Senate, and desire their concurrence therein.

“An act authorizing the election of Justices of Peace in the County of Wayne, and for other purposes.”

A bill to be entitled

“An act to amend the laws now in force in relation to the mode of electing Sheriffs and Coroners,” with an amendment thereto: and

A bill to be entitled

“An act to establish a turnpike gate on the Bayou Pierre Creek Swamp,” with two amendments thereto.

In which amendments I am directed to ask the concurrence of this House.

All of the above bills originated in the House of Representatives.

They have also passed a bill to be entitled

“An act to revive and amend an act to incorporate the town of Warrenton, passed February 7th, 1820.”

“An act to incorporate the trustees of Consolation Church, in Wilkinson county;” and

A bill to be entitled

“An act to incorporate the Meridian Springs Library Society, in Hinds county.”

Which bills originated in the Senate, and in which I am requested to ask the concurrence of the House of Representatives.

And then he withdrew.

The engrossed bills entitled to wit:

“An act to change the place of holding certain election precincts in the county of Hinds,” and

“An act authorizing the Trustees of the School of section sixteen, township eight, range one, west, Choctaw district, to locate the school house of said section”—

Were read the third time, and passed with their titles as stated.

Ordered, that the Clerk carry said bills to the Senate, and desire their concurrence therein.

Mr. Penile, from the joint committee on enrolled bills, made the following report:

Mr. STANLEY:

According to the order of the day, the House resolved itself into a committee of the whole House on the bill from the Senate to be entitled

"An act to provide medical aid for sick prisoners."

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Bradford reported, that the committee of the whole House had had said bill under consideration, and had instructed him to report the same without amendment,

On motion of Mr. Bradford,

Ordered, that said report be received and agreed to,

On motion of Mr. Maury,

Ordered, that said bill lie on the table.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to incorporate the Homochitto Bridge and Turnpike Road Company,"

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Irwin reported that the committee of the whole house, had had said bill under consideration, and had instructed him to report progress, and ask leave to sit again to-morrow.

On motion of Mr. Irwin,

Ordered that said report be received and agreed to.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have, on this day, examined bills of the following titles, to wit:

"An act to establish a turnpike gate on the Noxubba Creek Swamp;"

"An act concerning Thomas Smith, a deaf and dumb youth of Jackson County;"

"An act to amend an act entitled an act to incorporate the town of Raymond, in the county of Hinds, passed Dec. 15th, 1830;" and

"An act to amend an act entitled an act to provide for the improvement

of the navigation of the several water courses in this State, approved Dec. 16th, 1830"—

And have found the same correctly enrolled.

Whereupon,

The Speaker signed said bills.

Ordered, that the clerk carry them to the Senate, for the signature of the President thereof.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act to make valid the official acts of Abram K. Shaifer."

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Gibson, of Warren, reported that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Gibson, of Warren,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Maury,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act to provide for the distribution of the Literary Fund among the several counties of this State, and for other purposes."

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Conant reported that the committee of the whole House had had said bill under consideration, and had instructed him to report progress, and ask leave to sit again to-morrow.

On motion of Mr. Conant,

Ordered, that said report be received and agreed to.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to authorize the County Court of Jones-county to levy a special tax."

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Gaines reported that the committee of the whole House had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Tucker,

Ordered, that said report be received and agreed to.

On motion of Mr. Ellis,

Ordered, that said bill be engrossed, and read the third time on to-morrow.

Mr. Pemble; from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have on this day presented to his Excellency the Governor, for his approbation and signature, bills of the following titles, to wit:

"An act to establish a turnpike gate on the Noxubbah Creek Swamp;"

"An act concerning Thomas Smith, a deaf and dumb youth of Jackson county;"

"An act to amend an act entitled an act to incorporate the town of Raymond, in the county of Hinds, passed December 15th, 1830;" and

"An act to amend an act entitled an act to provide for the improvement of the navigation of the several water courses in this state, approved Dec. 16th, 1830."

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to authorize the Justices of the County Court of Hancock county to levy special taxes, and for other purposes."

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Sparks reported that the committee of the whole House had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Sparks,

Ordered, that said report be received and agreed to.

On motion of Mr. Carver,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to levy a special tax for the county of Simpson,"

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Edwards reported that the committee of the whole House had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Edwards,

Ordered, that said report be received and agreed to.

On motion of Mr. Carr,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

Then the House adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment—

And according to the order of the day, resolved itself into a committee of the whole House, on the bill to be entitled

"An act to incorporate the Chittaloosa Turnpike Company."

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Scott reported that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Scott,

Ordered, that said report be received.

Whereupon,

Said amendments were severally read and agreed to by the House.

On motion of Mr. Green,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

I am directed to inform the House of Representatives that the Senate have passed bills of the following titles, to wit.

A bill to be entitled

"An act to reduce into one the several acts and parts of acts concerning highways, ferries and bridges," with sundry amendments thereto;

A bill to be entitled

"An act further to amend an act entitled an act to appoint Commissioners to locate the lands given by the United States to this State, for a State Government;"

A resolution, to dissolve the bonds of matrimony heretofore existing between Stephen P. Williamson and Elizabeth Williamson; and

A Memorial to the Congress of the United States, on the subject of the public lands in this State," with an amendment.

Which bills, resolution and memorial originated in the House of Representatives: and in the amendments to which I am instructed to ask the concurrence of this House.

They have also passed

A Memorial to the Congress of the United States, on the subject of the School Lands.

Which originated in the Senate, and in which I am requested to ask the concurrence of the House of Representatives.

And then he withdrew.

A message from the Governor, by Mr. Thomas P. Falconer, his private secretary.

MR. SPEAKER:

I am directed by his Excellency, the Governor, to inform the House of Representatives that he did, on this day, approve and sign—

"An act to repeal parts of an act entitled an act to incorporate the town of Wicksburg, passed February 12th, 1830, and for other purposes;"

"An act to establish and change election precincts in certain counties;"

"An act to amend an act entitled an act to provide for the improvement of the navigation of the several water courses in this State, approved December 18th, 1826;"

"An act to amend an act entitled an act to incorporate the town of Raymond, in the county of Hinds, passed Dec. 15th, 1830;"

"An act concerning Thomas Smith, a deaf and dumb youth of Jackson county;"

"An act to establish a turnpike gate on the Noxubba Creek Swamp;" and

"An act to amend an act entitled an act, to establish a Planters Bank in the State of Mississippi."

All of which originated in the House of Representatives.

And then he withdrew.

Mr. Maury called for the consideration of the bill from the Senate to be entitled

"An act to provide medical aid for sick prisoners:"

And thereupon,

On motion of Mr. Maury,

It was ordered that said bill be indefinitely postponed.

On motion of Mr. Webber,

The select committee to whom was referred the bill to be entitled

"An act to enlarge the powers of the company, for the improvement of the navigation of Homochitto River, and for other purposes,"

Were discharged from the further consideration of said bill—

And the House, forthwith, resolved itself into a committee of the whole House on said bill:—

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Bingaman reported that the committee of the whole House had had said bill under consideration, and had instructed him to report progress, and ask leave to sit again to-morrow.

On motion of Mr. Bingaman,

Ordered, that said report be received and agreed to.

The Memorial to the Congress of the United States of America, on the subject of a donation of land—

Was read the second time.

Mr. Higgason moved to fill the blank in said Memorial with the word "one"—

And the question thereon being taken,

It was decided in the affirmative.

Whereupon, it was ordered,

On motion of Mr. Green,

That said Memorial be engrossed and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act to provide for the payment of the Sheriff of Adams county, for summoning regular juries for the Criminal Court"—

Was read the second time.

Mr. Tucker moved to postpone said bill indefinitely.

And the question thereon being taken,

It was decided in the negative.

Whereupon,

On motion of Mr. Bingaman,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

The bill to be entitled

"An act to change the time of holding the Circuit Courts in the county of Adams"—

Was read the second time.

On motion of Mr. Claiborne,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

The memorial in relation to the road from Rankin, in Yazoo county, to Memphis—

Was read the second time.

On motion of Mr. Higgason,

Ordered, that said memorial be committed to a committee of the whole House, and made the order of the day for to-morrow.

The Memorial to the Congress of the United States, in relation to Amos Moore, a citizen of Washington county—

Was read the second time.

On motion of Mr. Gibson, of Washington,

Ordered, that said memorial be engrossed, and made the order of the day for a third reading on to-morrow.

On motion of Mr. Higgason,

Resolved, that the Committee of Ways and Means be instructed to inquire into the expediency of authorizing the Secretary of State to transmit the Laws and Journals of this State to the different counties by mail,

Then the House adjourned.

Saturday, December 10, 1831.

The House met pursuant to adjournment.

Mr. Webber, from the committee of Ways and Means, to whom was referred the bill to be entitled

"An act to amend the several acts relative to the public revenue, passed February 16th, 1822"—

Reported, that the committee had had the same under consideration, and had instructed him to report that they have included the subjects in said bill, in a bill to be reported, to be entitled

"An act to amend an act entitled an act to amend the several acts relative to the public revenue, approved December 16th, 1830,"

And had instructed him to report said bill without amendment, in order that a further disposition of said bill may be made in the House.

On motion of Mr. Webber,

Ordered, that said report be received, and that the said Bill lie on the table.

Mr. Green, from the committee on the judiciary, reported that the committee had instructed him to report a bill to be entitled

"An act to alter the times of holding the Circuit Courts of Madison county."

On motion of Mr. Green,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Webber, from the committee of ways and means, to whom was referred the bill to be entitled

"An act for the relief of Murdock McKenzie—

Reported, that the committee had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Webber,

Ordered, that said report be received.

Mr. Webber moved that said bill be indefinitely postponed.

And the question thereon being taken,

It was decided in the negative.

Whereupon,

On motion of Mr. Gibson, of Warren, it was

Ordered, that said bill be engrossed, and made the order of the day for a third reading on Monday next.

Mr. Maury, from the committee on the Judiciary, to whom was referred the resolution directing an inquiry into the expediency of compelling persons holding joint and several promissory notes, or notes with several endorsers thereon, where any such person shall desire to commence suit on any such joint and several note, or against the endorsers of such endorsed note, to join all the drawers of such joint and several note, or such endorsers, in one action—

Reported, that the committee had had the same under consideration, and had instructed him to report a bill to be entitled

"An act to authorize the holders of covenants, bonds, bills and promissory notes, to sue any number of the drawers in the same action."

On motion of Mr. Maury,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Gibson, of Warren, made the following report:

MR. SPEAKER:

The select committee, to whom was referred a communication on the subject of memorializing the Congress of the United States, on the propriety of removing the office of the Surveyor General from Washington to Clinton, in this State, have had the same under consideration, and have instructed me to report that, inasmuch as most of the citizens who have business in said office, reside in the South-western part of the State, and as the removal of the office at present would be a great inconvenience to them.,

without the prospect of any material advantage to any other portion of the citizens of the State, the committee are of opinion, that it would be inexpedient to remove said office at present.

On motion of Mr. Gibson, of Warren,

Ordered, that said report be received and agreed to.

Mr. Irwin, from the select committee to whom was referred the resolution directing an inquiry into the expediency of increasing the number of the members of the county court in the counties of Wilkinson, Adams, Jefferson, Claiborne, Warren, Washington and Hinds—

Reported, that the committee had had the same under consideration, and had instructed him to report a bill to be entitled

“An act to increase the number of members of the county courts of certain counties therein named.”

On motion of Mr. Irwin,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Pemble, from the committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills, have, on this day examined bills of the following titles. to wit:

“An act to authorize the county court of Marion county to levy a special tax, and apply the same.”

“An act to authorize the election of justices of the peace in the county of Wayne, and for other purposes.”

“An act to levy a special tax for the county of Warren.”

And have found the same correctly enrolled.

Whereupon,

The Speaker signed said bills.

Ordered, that the clerk carry them to the Senate, for the signature of the President thereof.

The engrossed bill to be entitled

“An act to make valid the official acts of Abram K. Shaifer,”

Was read the third time.

And the question being put, shall the bill pass?

It was decided in the negative.

Yeas, 14—Nays, 20.

The yeas and nays being called for by three members,

Those who voted in the affirmative, are

Mr. Claiborne,

Conant,

Coffee,

Green,

Gibson, of Warren,

Gibson, of Washington,

Irwin,

Mr. Maury,

McDonald,

Stockton

Smith,

Scott,

Walton,

Webber—14.

Those who voted in the negative, are

Mr. Speaker,
 Bingaman,
 Bradford,
 Benson,
 Granberry, of Copiah.
 Granberry, of Lawrence,
 Gordon,
 Gwin,
 Higgason,
 Love,

Mr. Carr,
 Egan,
 Ellis,
 Edwards,
 McAfee,
 McRae,
 Pemble,
 Rankin,
 Sparks,
 Tucker,—20

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

The Senate have passed bills with the following titles, to wit:

A bill to be entitled

"A bill directing the mode of choosing electors for President and Vice President of the United States."

A bill to be entitled

"An act to compel the Sheriffs to deposite their official books, and for other purposes."

A bill to be entitled

"An act to authorize Henry Heninger to erect gates on a certain road therein named."

A bill to be entitled

"An act to change the time of holding the Circuit, County and Probate courts of Perry county," with two amendments thereto—in which amendments I am instructed to ask the concurrence of this House.

All of which bills originated in the House of Representatives.

The engrossed bills entitled to wit:

"An act to authorize the County Court of Jones county to levy a special tax."

"An act to levy a special tax for the county of Simpson"—and

"An act to authorize the Justices of the county court of Hancock county to levy special taxes, and for other purposes,"

Were read the third time, and passed with their titles as stated.

Ordered, that the clerk carry said bills to the Senate, and request their concurrence therein.

The bill to be entitled

"An act to incorporate the Chittaloosa turnpike company,"

Was in order for a third reading.

And, thereupon,

On motion of Mr. Green,

It was ordered, that the House reconsider its vote taken on yesterday on said bill.

A motion was then made by Mr. Green, to amend said bill as follows: Insert the word "double," between the word "exceed" and the word "the," in the last line on the fifth page of said bill.

And the question being taken thereon,

It was decided in the affirmative.

It was then ordered, on motion of Mr. Green, that the said bill, as amended, be read the third time, and put upon its passage.

Whereupon,

On motion of Mr. Sparks,

Ordered, that said bill lie on the table.

The engrossed bill to be entitled

"An act to change the time of holding the Circuit Courts in the county of Adams,"

Was read the third time, and passed with its title as stated.

Ordered, that the clerk acquaint the Senate therewith, and request their concurrence therein.

The memorial to the Congress of the United States of America, on the subject of a donation of land, and the memorial to the Congress of the United States, relative to Amos Moore, a citizen of Washington county,

Were read the third time and passed.

Ordered, that the clerk carry said memorials to the Senate, and request their concurrence therein.

Mr. Stockton, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills, have this day examined a resolution to dissolve the bonds of matrimony heretofore existing between Stephen P. Williamson and Elizabeth Williamson—and

"An act further to amend an act entitled an act to appoint commissioners to locate the lands given by the United States to this State, for a seat of Government"—

An have found the same correctly enrolled.

Whereupon,

The Speaker signed said bills.

Ordered, that the clerk carry them to the Senate, for the signature of the President thereof.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act to amend an act entitled an act to reduce into one the several acts and parts of acts concerning slaves, free negroes and mulattoes," passed June 18th, 1822.

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Irwin reported that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Irwin,

Ordered, that said report be received.

Whereupon,

The said amendments were severally read and agreed to by the House.

Mr. Stockton moved to postpone said bill, indefinitely; but withdrew said motion.

When it was ordered, on motion of Mr. Gordon, that said bill be recommitted to a select committee of five members.

Mr. Granberry, of Copiah, moved that the House proceed to elect said committee by ballot; but the motion was withdrawn.

And, thereupon,

The Speaker appointed Messrs. Gordon, Webber, Claiborne, Irwin and Bingaman, the said committee.

On motion of Mr. Green,

The House proceeded to the consideration of the bill to be entitled "An act to incorporate the Chittaloosa turnpike company."

Whereupon,

Mr. Green moved to amend said bill as follows:

"Fill the blank in said bill with the word 'Mala' B.'"

And the question thereon being taken,

It was decided in the affirmative.

The question was then taken on the passage of said bill,

And was decided in the affirmative.

Ordered, that the title thereof be as stated, and that the clerk carry the said bill to the Senate, and request their concurrence therein.

Mr. Pemble, from the committee on enrolled bills, made the following report:

MR. SPEAKER:

The committee on enrolled bills, have, on this day presented to his Excellency, the Governor, for his approbation and signature, bills of the following titles, to wit:

"An act to authorize the county court of Marion county to levy a special tax, and apply the same."

"An act authorizing the election of justices of the peace in the county of Wayne, and for other purposes,"

"An act to levy a special tax for the county of Warren."

"An act further to amend an act entitled an act to appoint commissioners to locate the lands given by the United States to this State, for a seat of Government;" and

A resolution to dissolve the bonds of matrimony heretofore existing between Stephen P. Williamson and Elizabeth Williamson.

Mr. Bingaman called for the consideration of the amendments made by the Senate to the bills from this House.

The amendment to the bill to be entitled

"An act to amend an act entitled an act establishing the fees of certain officers therein named," was read.

Mr. Maury moved that the House disagree to said amendment.

Mr. Green moved that said amendment lie on the table.

And the question being taken thereon,

It was decided in the affirmative.

Then the House adjourned till three o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment,
And resumed the consideration of the amendments made by the Senate to the bills from this House.

And thereupon,

It was ordered that the House agree to the amendments made to the bills entitled, to wit:

"An act to reduce into one the several acts and parts of acts concerning highways, ferries and bridges."

"An act to amend the laws now in force in relation to the mode of electing Sheriffs and Coroners."

"An act to establish a turnpiks gate on the Bayou Pierre creek swamp, in the county of Copiah;" and

A memorial to the Congress of the United States, on the subject of the public lands in this State—and that it disagree to the amendments made to the bill to be entitled

"An act to amend an act entitled an act establishing the fees of certain officers therein named."

Ordered, that the clerk acquaint the Senate therewith.

The amendments made to the bill to be entitled

"An act to change the time of holding the Circuit, County and Probate courts of Perry county," were read; and

On motion of Mr. Bingaman,

Ordered to lie on the table.

Mr. Webber, from the committee of ways and means, made the following report:

MR. SPEAKER:

The committee of ways and means have had under consideration the various subjects relative to the public revenue, including such branches thereof and subjects as have been referred by the House, and have directed me to make the following report:

It appears from the Auditor's report, made at the last session of the General Assembly, that the assessments for the year 1830 amounted to

\$73,884 72

That after deducting the cost for collecting the same, and insolvencies, amounting to the sum of

7977 73

a nett amount was produced and received into the Treasury of \$65906 94

It is here worthy of notice, that the assessment of 1830 was made under the revenue law in force prior to the act of November session, 1830, and included the assessment for the benefit of the literary fund, under the act of Assembly, passed at the January session, 1830, by virtue of which latter act, the assessment of that year was increased this amount, to wit: \$7388 47—which amount deducted from the whole amount of the assessments of that year, leaves the assessment of that year, for the ordinary purposes of government, at the sum of

\$66,495 25

It appears by the Auditor's report, made at the present session of the

General Assembly, that the assessments for the year 1831, amounts to the sum of \$64,604 81

Being only \$1,890 44 cents less than the assessment for the *ordinary purposes* of government, for the preceeding year, although the assessment of the present year was made under the act of the last session of the General Assembly, which last mentioned act considerably reduced the rate of taxation, and entirely exempted a portion of property which had formerly been the subject of taxation. This *small* difference in the assessment of the two years may readily be accounted for. The increase of population and subjects of taxation in the course of a single year, has nearly equalled the reduction in the rate of, and exemption from taxation, made by the act of the last session of the General Assembly; from which we may draw the conclusion that the assessment for the year 1832 will exceed that of 1830. and that assessments for subsequent years will increase in a greater ratio than the ordinary expenditures of government; so that we may fondly hope that the time is not far distant, when the rate of taxation may again be reduced.

Your committee must here be allowed to give a statement of the *probable* amount of the receipts and expenditures of the next year, and under said statement justify themselves in not recommending a further reduction in the rate of taxation at present.

The balance in the Treasury on the 10th of November, 1830, was

\$18253 10

Receipts from 10th November 1830; to 10th November 1831; was

89036 94 1-2

Making a sum total of

107290 04 1-2

From which deduct the literary fund tax of \$6332 50

And also the three per cent. fund of 5457 94

Making,

11,890 44

And leaving the amount which was subject to ordinary disbursements, of

\$95,399 60 1-2

The disbursements during the same period, exclusive of disbursements on account of the literary fund and the three per cent. fund tax

48362 73

On account of the literary fund,

7160 00

On account of the three per cent. fund

9326 84 1-2

Total amount of disbursements

\$64849 57 1-2

Leaving a balance in the Treasury on the 10th day of November 1831, of

\$42440 47

Which statement shews that although the sum of \$77,146 50 1-2 exclusive of the balance in the Treasury on the 10th November, 1830, and the sum of \$95,399 60 1-2 inclusive of that sum, was subject to be disbursed on account of the *ordinary expenditures* of government, it was only necessary to apply the sum of 48,362 73.

This statement would at first view justify the idea that a reduction of

the rate of taxation is at this time advisable, but your committee will be pardoned in presenting a further view, which they trust will justify them in withholding such a recommendation.

Probable amount of receipts from 10th November 1831 to wit:

Amount of receipts on account of taxes after deducting the probable amount for collecting the same and insolvencies, which deduction may be estimated at \$7500	\$57,104 81
Probable amount of dividend on 30,000 of stock in the Bank of the State of Mississippi, which is estimated at 9 per cent.	2700 00
Probable amount of receipts from other sources,	3000 00
Total amount of probable receipts subject to the ordinary expenditures of the government.	62,804 81
Balance in the Treasury on the 10th day of November 1831,	\$42,440 67

Total amount subject to appropriations and disposition for the year ending on the 10th November 1831, \$105,245 28

Probable amount of expenditures and disbursements for the year ending on the 10th day of November 1832, to wit:

Amount of ordinary expenditures of government,	\$50,000 00
Probable amount of the expenditures of a Convention	\$20,000 00
	\$70,000 00

Amount of debt due the Bank of the State of Mississippi (in case the General Assembly shall direct it to be paid out of the balance in the Treasury on the 10th November last,

20,000 00

\$90,000 00

Which will leave a balance in the Treasury on the 10th day of November 1832, of

15,245 28

Your committee need not be asked why they will recommend that the above balance should be in the Treasury on the 10th day of November next. Their answer is, that they do not recommend it. That if their calculations shall be realized, that that balance will be the result of the existing revenue laws.

That a reduction of the rate of taxation, or a further exemption of property from taxation, would produce a difference in the amount of the balance in the Treasury on the 10th of November 1833, as a revenue act of this session, would operate on the assessments only, and not on the receipts of the year 1832. But your committee will say, that they will be gratified should their calculations be realized and such balance appear.

The revision of our Statutes rendered necessary by annual litigation, and frequent, perhaps too frequent enactments on the same subjects, will be a subject worthy of the attention of the next session of the General Assembly. We all regret that our Statutes are so complex as to render it

very difficult for officers of government, and especially for inferior officers (though holding offices important to the interest of the community) to execute the powers with which they are clothed, and perform the duties with which they are charged. This General Assembly will be excused from appointing revisers of our laws from the sole consideration that the revision of our Constitution which will shortly be made, renders it prudent to postpone the subject for the present.

The establishment of a penitentiary and the adoption of our penal code to a penitentiary system, rendering it less sanguinary and more congenial with the spirit and genius of our citizens, will be a subject worthy of the consideration of a future Legislature. Should these subjects occupy the attention of a future session of the General Assembly the estimated balance in the Treasury on the 10th of November next may be usefully appropriated.

Your committee will not recommend a reduction in the rate of taxation, although they are aware that the annual receipts into the Treasury will be increased under the present revenue laws, or rather, rate of taxation; because they are of opinion that their fellow citizens, the constituents of this General Assembly will willingly bear the present rate of taxation, lightened as it was by the act of last session) for the purpose of effecting objects so desirable as the foregoing. Your committee will therefore report a bill partially altering the mode of assessing and collecting the revenue, and making but few other changes in the revenue laws.

Your committee will decline expressing an opinion on the subject of the resolution instructing them to inquire into the expediency of paying the Bank of the State of Mississippi, at this time the debt due said Bank, as the House has in part acted on that subject.

It is the duty of the committee to dispose of two other resolutions referred to them: 1st, as to the expediency of reducing the rate of assessments on town lots, and on sales of merchandize. 2nd, as to the expediency of abolishing the tax on the sales of so much merchandize as includes bagging, bale rope and twine of American manufacture.

Your committee cannot see that the tax on the subjects embraced in the first resolution, operates unequally. The rate of taxation on town lots remains the same, but owing to a depreciation in the value of that kind of property, the same is valued lower and less taxes paid thereon than formerly, nor does the tax on the sales of merchandize operate oppressively on the merchant, it being a principle too well understood to be at this day disputed, that the consumer pays the tax. As to the subject embraced in the second resolution, your committee will not recommend legislation on that subject at this time. The difference between the price of baling cordage, &c., and the amount it sells for around the bale of cotton is now so small that it is unnecessary to make any change in the law on that subject, especially too, when your committee can fondly hope, that the period is not far distant, when the industry and enterprise of Mississippians will be exerted in producing *at home* these articles out of the staple commodity of our State.

On motion of Mr. Webber,

Ordered, that said report be received.

Whereupon,

The bill to be entitled

"An act to amend an act entitled an act to amend the several acts relative to the public revenue—approved December 16th, 1830;

Was read the first time.

Mr. Stockton moved that one thousand copies of said bill and report be printed—

And the question being taken thereon,

It was decided in the negative.

Mr. Smith moved that five hundred copies of said bill and report be printed—

And the question being taken thereon,

It was decided in the affirmative.

By leave of the House, Mr. Bingham introduced "A resolution relative to the appointment of a civil engineer,"

Which was read the first time.

By leave of the House, Mr. Egan introduced a resolution to dissolve the bonds of matrimony heretofore existing between John Rogers and Nancy Rogers;

Which was read the first time.

Mr. Gordon presented the petition of sundry citizens of the town of Clinton; also the petition of sundry citizens of the town of Raymond on the subject of the removal of the Chancery Court, from the town of Clinton to the town of Raymond,

Which were read and referred to a select committee of three members,

And, Messrs. Gordon, Scott, and Conant, were appointed pursuant thereto.

Mr. Gwin, by leave of the House, introduced a bill to be entitled

"An act to amend an act entitled an act directing the method of proceeding in courts of equity against absent debtors and other absent defendants, and for regulating proceedings on attachments against absconding debtors, passed June 7th 1832;

Which was read the first time.

Mr. McDonald, from the select committee, to whom was referred the petition of the commissioners appointed to superintend the opening of the Pascagoula Bar, on the subject of memorializing the Congress of the United States:

Reported, that the committee had had said petition under consideration, and had instructed him to report a memorial to the Congress of the United States in relation to the bar at the mouth of the Pascagoula river.

On motion of Mr. McDonald,

Ordered, that said report be received.

Whereupon,

Said memorial was read the first time.

Mr. Webster made the following report—

MR. SPEAKER:

The committee on the judiciary, to whom was referred a resolution instructing said committee to inquire into the expediency of amending "an act directing the method of proceeding in courts of equity against absent debtors and other absent defendants, and for regulating the proceedings on attachments against absconding debtors, passed June 7th 1822, have had the subject of said resolution under consideration, and instructed me to report, that it is inexpedient to amend said act except the fourth section of said act, for which purpose a bill has already been reported to the House by said committee.

On motion of Mr. Webber,

Ordered, that said report be received, and that it lie on the table.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled,

"An act to incorporate the Homochitto bridge and turnpike road company"—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Irwin reported that the committee of the whole House had had said bill under consideration, and had instructed him to report progress, and ask leave to sit again on Monday next.

On motion of Mr. Irwin,

Ordered, that said report be received and agreed to,

On motion of Mr. Gordon,

Ordered, that Mr. Benson, a member from the county of Lawrence, and Mr. Higginson the member from Monroe be added to the committee raised on the bill to be entitled,

"An act to amend an act entitled an act to reduce into one the several acts concerning slaves, free negroes and mulattoes—passed June 18th, 1822."

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to provide for the distribution of the literary fund among the several counties in this State—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Granberry, of Copiah, reported that the committee of the whole House had had said bill under consideration, and had instructed him to report the same with an amendment thereto.

On motion of Mr. Granberry, of Copiah,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

Mr. Bingaman moved to postpone the bill indefinitely—

And the question being taken thereon,

It was decided in the negative.

Yeas, 13—Nays 13.

The yeas and nays being called for by three members,

N

Those who voted in the affirmative, are—

Mr. Speaker,
Bingaman,
Bradford,
Carver,
McDonald,
Pemble,
Stockton,

Mr. Gibson, of Washington,
Gordon,
Irwin,
Maury,
Smith,
Webber.

Those who voted in the negative, are—

Mr. Carr,
Ellis,
Egan,
Edwards,
Granberry, of Copiah,
Granberry, of Lawrence,
Gwin,

Mr. Higginson,
Love,
McAfee,
Rankin,
Sparks,
Tucker,

13.

On motion of Mr. Granberry, of Copiah,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on Monday next.

A message from the Governor, by Mr. Falconer, his private Secretary.

MR. SPEAKER:

I am directed by his Excellency, the Governor, to inform the House of Representatives that he did on this day approve and sign—

An act authorizing the election of Justices of the Peace in the county of Wayne, and for other purposes.

An act further to amend an act entitled an act to appoint commissioners to locate the lands given by the United States to this State for a seat of government.

An act to levy a special tax for the county of Warren.

An act to authorize the County Court of Marion county to levy a special tax and apply the same—and

A resolution to dissolve the bonds of matrimony heretofore existing between Stephen P. Williamson and Elizabeth Williamson,

All of which originated in the House of Representatives.

And then he withdrew.

By leave of the House Mr. Gordon introduced a bill to be entitled

“An act appointing surveyors to run and mark out the dividing line between the counties of Jackson and Hancock;”

Which was read the first time.

The bill to be entitled

“An act to enlarge the powers of the company for the improvement of the navigation of the Homochitto river and for other purposes;”

Was in order for a committee of the whole House.

Whereupon, it was ordered,

On motion of Mr. Sparks,

That the order of the day on said bill be postponed till Monday next.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to provide for the payment of the Sheriff of Adams county, for summoning regular juries for the Criminal Court—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Sparks reported that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Sparks,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

Mr. Tucker proposed to amend said bill as follows—

"Provided, that the Sheriffs of the several counties shall receive the like sum for similar services"—

And the question being taken thereon,

It was decided in the negative.

And, thereupon,

On motion of Mr. Bingaman,

It was ordered, that said bill be engrossed and made the order of the day for a third reading on Monday next.

And then the House adjourned.

Monday, December 12th, 1831.

The House met pursuant to adjournment.

Mr. Tucker, from the select committee to whom was referred the petition of sundry citizens of township No. 18, of range No. 18, in the county of Lowndes, praying the passage of an act authorizing the trustees of the school in said township to be elected by the voters of the township, as in other cases—

Reported, that the committee had had the same under consideration, and had instructed him to report a bill to be entitled

"An act to alter and amend the charter of the Corporation of the President and Trustees of the Franklin Academy, in the County of Lowndes, and for other purposes."

On motion of Mr. Tucker,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

By leave of the House, Mr. Granberry, of Copiah, introduced a bill to be entitled

"An act to amend the 20th section of an act entitled an act further to amend an act concerning the jurisdiction and powers of Justices of the Peace in this State, and for other purposes, approved December the 15th, 1830."

Which was read the first time.

Mr. Coffee, by leave of the House, introduced a bill to be entitled

"An act to amend an act further to amend the several acts and parts of acts relating to the powers and jurisdiction of the Circuit Courts of Law of this State, and for other purposes. passed January 30th, 1830."

Which was read the first time.

Mr. Webber moved to reject said bill.

And the question thereon being taken,

It was decided in the affirmative.

By leave of the House, Mr. Egan introduced a bill to be entitled

"An act to authorize the County Court of Copiah county to compensate Duncan McRae, Assessor of Taxes of said county."

Which was read the first time.

The engrossed bill to be entitled

"An act to provide for the distribution of the Literary fund among the several counties of this State"—

Was in order for a third reading.

On motion of Mr. Egan,

Ordered that said bill lie on the table.

The engrossed bill to be entitled

"An act for the relief of Murdock McKenzie"—

Was read the third time.

And the question being put, shall the bill pass?

It was decided in the negative.

Mr. Pemble, from the committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have, on this day, examined bills of the following titles, to wit:

"An act directing the mode of choosing Electors of President and Vice President of the United States;"

"An act to authorize Henry Henninger to erect gates on a certain road therein named;" and

"An act to compel the Sheriffs to deposite their official books, and for other purposes;"

And have found the same correctly enrolled.

Whereupon,

The Speaker signed said bills.

Ordered, that the clerk carry them to the Senate, for the signature of the President thereof.

The engrossed bill to be entitled

"An act to provide for the payment of the Sheriff of Adams county for summoning regular juries for the Criminal Court"—

Was read the third time and passed with its title as stated.

Ordered, that the Clerk acquaint the Senate therewith and request their concurrence therein.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to incorporate the Homochitto Bridge and turnpike road company."

And, after some time spent therein,
The Speaker resumed the chair; and

Mr. Irwin reported, that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended,

On motion of Mr. Irwin,

Ordered, that said report be received,

Whereupon,

Said amendments were severally read and agreed to by the House.

On motion of Mr. Claiborne,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

The Speaker laid before the House the following communication in writing, from the Treasurer:

TREASURER'S OFFICE, Jackson, 10th Dec. 1831.

*To the Honorable the House of Representatives
of the State of Mississippi.*

Gentlemen,—

In pursuance of a resolution of your Honorable Body, requiring information of the Auditor and Treasurer, "whether any trespasses have been committed on the public lands under their charge, &c." I, as one of the public functionaries embraced in said resolution, have the honor to submit the following

REPORT.

In entering upon the discharge of this delicate and unpleasant duty your Treasurer would beg leave most respectfully to state, that, by reference to the Act of the General Assembly, particularly governing this subject, passed January 1st, 1823, it will be seen that "the Auditor of Public Accounts and Treasurer of the State" are made conservators of the buildings and timber belonging to the State; and are required to preserve the same from *improper* waste. That in the construction of this statute, your Treasurer has taken into consideration many of the circumstances necessarily connected with the nature of the subject, as well as the peculiar phraseology of the law thus set apart for his guide.

In the first place: In the organization of a new and rising village, and more especially one designated as the seat of Government for the State, where all the facilities to its future growth and importance, should remain unobstructed, it has been difficult to determine at what point it was contemplated by law, that the use of the public timber, by its inhabitants should cease—It could not otherwise than occur to your Treasurer, that inasmuch, as, not only the immediate location of the town, but also the adjacent, surrounding country affords an exuberance, and redundancy of timber almost unparalleled in any other section of country, a great portion of which must necessarily be cleared, and taken off as rubbish, before any thing like a compact and well-built town can be effected, a reasonable and

prudent use of such timber as might be applied to building and other objects calculated to advance the growth and prosperity of the town, should not only be admitted by your Auditor and Treasurer as your agents, but would also be fully sanctioned by the more competent wisdom and liberality of your honorable body. Your Treasurer is not aware that any thing beyond such reasonable use of the public timber, in the town of Jackson, has been made by its citizens—and especially when he takes into view the almost inexhaustible supply of that article yet remaining upon the two sections of land belonging to the State. Had any thing like a *wanton* or useless destruction of the public timber, or a disposition to appropriate it to objects foreign from those necessary for the comfort and necessities of the citizens, been discovered, your Treasurer would have deemed such wanton use, or misapplication as coming within the purview and meaning of the statute, and would have felt himself bound (however unpleasant the task,) to interpose, (as he has more than once had occasion to do,) the authority reposed in him for arresting the evil.

But, upon the whole, your Treasurer, (with due deference to your more enlightened opinion,) would beg leave to observe, that in rearing up a new, infantile, and may he not add, almost abandoned village, he thinks it would be neither politic or wise to throw any more obstacles in its way than might be found absolutely essential to the safety and well-being of the community. Such were his past, and such are his present convictions; and having, as he conceives, the *spirit* of the law on his side, hopes they may be permitted to plead his apology, if not his justification, for any thing that might bear the slightest semblance of a dereliction of public duty.

Finally, as the office of "conservator of the buildings and timber" is altogether unconnected with the more important and paramount duties of the office of Treasurer of the State—your Treasurer would most respectfully solicit your honorable body to release him from that service, and if deemed necessary, to appoint some suitable person, whose duties and services, in relation to the public property, shall be more particularly specified and defined by law, and who shall receive such remuneration as may be deemed commensurate with those services.

JAMES PHILLIPS,
State Treasurer,

The said communication was read and ordered to lie on the table.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act to enlarge the powers of the company for the improvement of the navigation of Homochitto river, and for other purposes."

And after some time spent therein,

The Speaker resumed the Chair; and

Mr. Smith reported, that the committee of the whole house had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Smith,

Ordered, that said report be received!

Whereupon,

Said amendments were severally read and agreed to by the House.

On motion of Mr. Webber,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have, on this day, presented to his Excellency the Governor, for his approbation and signature, bills of the following titles, to wit:

"An act directing the mode of choosing Electors for President and Vice President of the United States;"

"An act to authorize Henry Henninger to erect gates on a certain road therein named;" and

"An act to compel the Sheriffs to deposite their official books, and for other purposes."

According to the order of the day, the House resolved itself into a committee of the whole House, on the Memorial to the Congress of the United States, in relation to the Road from Rankin, in Yazoo county, to Memphis.

And, after some time spent therein,

The Speaker resumed the chair, and

Mr. Pemble reported that the committee of the whole house had had said Memorial under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Pemble,

Ordered, that said report be received and agreed to.

On motion of Mr. Higgason,

Ordered, that said bill be re-committed to a select committee of three members:

And pursuant thereto, Messrs. Higgason, Sparks and Scott were appointed.

Mr. Coffee submitted for the consideration of the House,

A resolution concerning the removal of the Surveyor General's office from the town of Washington, in Adams county, to the town of Jackson, in Hinds county.

The said subject having been acted upon by the House this session—

Mr. Coffee moved that the rule excluding business that had been once acted upon from being introduced at the same session, be dispensed with, and that he have leave to introduce the said resolution.

And the question thereon being taken,

It was decided in the negative.

The resolution to dissolve the bonds of matrimony heretofore existing between Melissa Early and Jacob Early—

Was read the second time.

On motion of Mr. Granberry of Copiah,

Ordered, that said resolution be engrossed and made the order of the day for a third reading on to-morrow.

The bill to be entitled

The bill to be entitled

"An act to levy a special tax in the county of Green, and for other purposes"—

Was read the second time.

On motion of Mr. McRae,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for to-morrow.

The bill to be entitled

"An act to confirm the name of Ezekiel Dawson Brown"—

Was read the second time.

On motion of Mr. Gibson, of Washington,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

The Speaker laid before the House a communication in writing, from the Auditor of Public Accounts:

AUDITOR'S OFFICE, Jackson, December 10th, 1831.

To the Honorable, the House of Representatives:

In obedience to a resolution requiring the Auditor and Treasurer to report to your "Honorable body" whether any trespasses have been committed on the public lands under their charge, during the present and current year; and if any, what steps have been taken in behalf of the State, to recover from said trespassers, I respectfully state, on my part, that from all appearances, I have no doubt but trespasses have been committed, in cutting trees and timber on the public lands under the charge of the Auditor and Treasurer, during the present year.

The statute appointing the Auditor the conservator of the public buildings and timber, requires them to preserve the same from *improper waste*. The public buildings, and those on the public lands, are evidently in better repair than they have been for several years past; and no *improper waste*, of any kind, has been committed under the knowledge of your Auditor. I have, in several instances, detected persons in cutting the public timber, and I have caused them to desist. I took no legal steps against them, because I was satisfied they were not responsible for the costs of the suit; and by such persons I believe most of the trespasses have been committed.

It is known to your honorable body that the duties of the Auditor increase annually, with the growth of the State; and every new county created, adds to the number of assessors and collectors, clerks, sheriffs, grand juries, and other sub-officers of the court, with all of whom the Auditor has to transact more or less business, and some quite intricate and of much importance. When the additional duty of being conservator of public timber and buildings was required of the Auditor and Treasurer, there were but eighteen counties in the State. Since then, the number has increased to twenty-six. This increase of counties has so augmented the duties of the Auditor as to require almost the whole of his time and attention to the important duties that appertain exclusively to his office, and renders it impossible for him to use the vigilance necessary to detect the midnight trespasser, or those who mark his absence or confinement as an auspicious moment to commit trespasses on the public lands of the State. If, then,

it be the opinion of the General Assembly, that to prevent all improper waste on the public lands of this State, is to prohibit the cutting of any timber or tree, whatever, I most respectfully pray to be released from that part of my duty, because I believe it will be wholly out of my power to discharge it satisfactorily to myself, or those whom I have the honor to serve.

Respectfully submitted,

T. B. J. HADLEY,
Auditor of Public Accounts.

The said communication was read and ordered to lie on the table.

The bill to be entitled

"An act for the relief of the widow and heirs of Duncan McCall, late of the county of Hancock, (deceased)"—

Was read the second time; and,

On motion of Mr. Gordon,

Ordered to lie on the table.

The bill to be entitled

"An act to authorize the county court of Madison county to levy special taxes"—

Was read the second time.

On motion of Mr. Webber,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

The bill to be entitled

"An act to incorporate the town of Brandon, in the county of Rankin,"

Was read the second time.

On motion of Mr. Coffee,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for to-morrow.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

The Senate have passed bills with the following titles, to wit:

A bill to be entitled

"An act to change the names of certain persons therein named, and for other purposes."

A bill to be entitled

"An act for holding a Convention in this State."

A bill to be entitled

"An act to amend an act entitled an act further to amend the acts concerning the jurisdiction and powers of justices of the peace in this State, and for other purposes"—approved December 15th, 1830, with sundry amendments.

A resolution relative to a daily mail from Huntsville, Alabama, to the city of New Orleans.

They have also passed a bill to be entitled

"An act to suppress malicious injuries to personal property, and for other purposes," with an amendment thereto.

In which amendments I am instructed to ask the concurrence of this House.

All of the aforesaid bills and said resolution originated in the House of Representatives.

The Senate have given leave for the introduction of a resolution in relation to a Penitentiary.

And then he withdrew.

The bill to be entitled

"An act directing the mode of printing the laws of this State"—

Was read the second time.

On motion of Mr. Murry,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act for the relief of Robert Jones,"

Was read the second time.

On motion of Mr. Coffee,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

The resolution in relation to a Penitentiary,

Was read the second time.

Mr. Bradford moved that the rule be dispensed with, and that said resolution be considered as engrossed, and read a third time forthwith.

And the question being taken thereon,

It was decided in the negative.

Whereupon,

On motion of Mr. Coffee,

It was ordered that said resolution be engrossed and read the third time on to-morrow.

The bill to be entitled

"An act to alter the times of holding the Circuit Courts of Madison County"—

Was read the second time.

On motion of Mr. Webster,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act to authorize the holders of covenants, bonds, bills, and promissory notes to sue any number of the drawers in the same action—

Was read the second time.

On motion of Mr. Murry,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act to increase the number of members of the County Courts of certain counties therein named"—

Was read the second time.

On motion of Mr. Irwin,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

The resolution relative to the appointment of a civil engineer,
Was read the second time,

Mr. Ringman moved that said resolution be committed to a committee
of the whole House, and made the order of the day for to-morrow.

Mr. Tucker moved that said resolution be indefinitely postponed, and
the question thereon being taken,

It was decided in the affirmative.

The resolution to dissolve the bonds of matrimony heretofore existing
between John Rodgers and Nancy Rodgers—

Was read the second time.

On motion of Mr. Egan,

Ordered, that said resolution be engrossed, and made the order of the
day for a third reading on to-morrow.

By leave of the House, Mr. Walton introduced a bill to be entitled
"An act to improve the navigation of Little river and Chubb lake,"

Which was read the first time.

Mr. Webber moved to reject said bill.

And the question thereon being taken,

It was decided in the affirmative

- Yeas, 27—Nays, 5.

The yeas and nays being called for by three members, those who voted
in the affirmative, are—

Mr. Speaker,
Ringman,
Bradford,
Benson,
Clonant,
Carr,
Ellis,
Gwin,
Higginson,
Irwin,
Love,
Mann,
McDonald,
McRae,

Mr. Egan,
Edwards,
Gaines,
Granberry, of Copiah,
Granberry, of Lawrence,
Gibson, of Warren,
Gibson, of Washington,
Pamphle,
Rankin,
Smith,
Scott,
Tucker,
Webber,

[27]

Those who voted in the negative, are

Mr. Claiborne,
Coffee,
McAfee,

Mr. Sparks,
Walton,

5

The bill to be entitled

"An act to amend an act entitled an act directing the method of pro-
ceeding in courts of equity, against absent debtors and other absent de-
fendants, and for regulating proceedings on attachments against abscond-
ing debtors," passed June 7th, 1822—

Was read the second time.

On motion of Mr. Webber,

Ordered, that said bill be referred to a select committee of three members.

And, pursuant thereto,

Messrs. Webber, Maury and Gordon were appointed.

On motion of Mr. Sparks,

The vote was taken on the resolution relative to the appointment of a civil engineer, was reconsidered.

And, thereupon, on motion of Mr. Bingaman,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

Mr. Bingaman moved a reconsideration of the vote taken on the bill to be entitled.

"An act to improve the navigation of Little river and Chulah lake,"

And the question thereon being taken,

It was decided in the negative.

Then the House adjourned till three o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

By leave of the House, Mr. Conant introduced a bill to be entitled

"An act to authorize the raising, by way of lottery or lotteries, a sum of money for the purpose of opening and improving the navigation of Big Black river—

Which was read the first time.

By leave of the House, Mr. Conant introduced a bill to be entitled

"An act relative to the prosecutions in criminal cases—

Which was read the first time.

Mr. Webber moved to reject said bill.

And the question thereon being taken,

It was decided in the affirmative.

Mr. Gordon, from the select committee, to whom was referred the bill to be entitled

"An act to amend an act entitled an act to reduce into one the several acts concerning slaves, free negroes and mulattoes, passed June 18th, 1822"—

Reported that the committee had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Gordon,

Ordered that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Gordon,

Ordered, that said bill be recommitted to a committee of the whole House, and made the order of the day for to-morrow.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

I am directed to inform this House that the Senate *insist on their amendments* to the bill to be entitled

"An act to amend an act establishing the fees of certain officers therein named,"

Which bill originated in the House of Representatives.

The Senate have passed bills from the House of this following titles, to wit:

A bill to be entitled

"An act to authorize the County Court of Copiah county to levy a special tax"—

A bill to be entitled

"An act to incorporate the Petit Gulf Bridge Company"—and,

A bill to be entitled

"An act to change the place of holding certain election precincts in the county of Hinds, with an amendment to the title of the bill last named—

In which amendment I am instructed to ask the concurrence of the House of Representatives.

And then he withdrew.

Mr. McAfee called for the consideration of the bill to be entitled

"An act to provide for the distribution of the literary fund among the several counties in this State."

Whereupon, it was ordered,

On motion of Mr. McAfee,

That said bill be referred to a select committee of three members,

And pursuant thereto, Messrs. McAfee, Gibson, of Warren and Tucker were appointed.

On motion of Mr. Gordon,

The House proceeded to the consideration of the bill to be entitled:

"An act for the relief of the widow and heirs of Duncan McCall, late of the county of Hancock, (deceased.)

Mr. Webber moved the indefinite postponement of said bill—

And the question being taken thereon,

It was decided in the negative.

Whereupon,

On motion of Mr. Gordon,

It was ordered, that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

Mr. Love submitted the following resolution; which was read.

Resolved, that with the concurrence of the Senate, the two Houses adjourn *sine die* on Saturday next.

Mr. Love moved that the resolution requiring joint resolutions to lie on the table, be dispensed with, and that said resolution be read the second time forthwith and adopted—

And the question thereon being taken,

It was decided in the negative.

The memorial to the Congress of the United States in relation to the bar at the mouth of the Pascagoula river;

Was read the second time.

On motion of Mr. McDonald,

Ordered, that said memorial be committed to a committee of the whole House and made the order of the day for to-morrow.

The bill to be entitled

"An act to run and mark the dividing line between the counties of Jackson and Hancock;

Was read the second time.

On motion of Mr. Bradford,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act to amend an act entitled an act to amend the several acts relative to the public revenue— approved December 16th, 1830.

Was read the second time.

On motion of Mr. Webber,

Ordered that said bill be committed to a committee of the whole House and made the order of the day for to-morrow.

The bill from the Senate to be entitled

"An act to incorporate the Clinton and Vicksburg rail road company;

Was read the first time.

By leave of the House, Mr. Gaines introduced a bill to be entitled

"An act for the building a bridge over Thompson's creek, in the county of Perry.

Which was read the first time.

Mr. Tucker moved to reject said bill—

And the question being taken thereon,

It was decided in the affirmative.

The bills from the Senate entitled, to wit:

"An act to exempt females from attending as witnesses in certain cases."

"An act to incorporate the Union Baptist Church, on Society Ridge, Hinds county—and,

"An act further to alter and amend an act entitled an act to reduce into one the several acts and parts of acts concerning the establishment, jurisdiction and powers of the Superior Courts of Law, passed June 28, 1822, and for other purposes;

Were read the first time.

On motion of Mr. Gibson, of Warren,

The House reconsidered its vote on the bill to be entitled

"An act for the building a bridge over Thompson's creek, in the county of Perry,

And ordered said bill for a second reading on to-morrow.

The bills from the Senate entitled

"An act to amend an act entitled an act to reduce into one the several acts relative to last wills and testaments, the duties of executors, administrators and guardians, the rights of orphan's, and other representatives of deceased persons, passed Nov. 26, 1821;

Was read the first time.

On motion of Mr. Piggan,

Ordered, that the clerk have fifty copies of said bill, and fifty copies of the bill from the Senate to be entitled

"An act further to alter and amend an act entitled an act to reduce into one the several acts and parts of acts concerning the establishment, jurisdiction and powers of the Superior Courts of Law, passed June 28, 1822, and for other purposes," printed for the use of this House.

The memorial from the Senate to the Congress of the United States on the subject of the school lands;

Was read the first time.

Mr. Tucker moved to reject said memorial—

And the question thereon being taken,

It was decided in the affirmative.

Yeas, 18,—Nays, 16.

The yeas and nays being called for by three members.

Those who voted in the affirmative are—

Mr. Speaker,
Bradford,
Benson,
Carver,
Carr,
Egan,
Granberry, of Copiah,
Granberry, of Lawrence,
Gibson, of Washington,

Mr. Gordon,
Gwin,
Higginson,
Love,
Pembble,
Rankin,
Smith,
Tucker,
Webber,—18.

Those who voted in the negative are—

Mr. Bingham,
Claiborne,
Conant,
Coffee,
Ellis,
Edwards,
Green,
Grimes,

Mr. Gibson, of Warren,
Irwin,
Murry,
McDonald,
McRae,
Scott,
Sparks,
Walton,—16.

The bills from the Senate entitled, to wit:

"An act to revive and amend an act to incorporate the town of Warren"—passed February 7th, 1820."

"An act to incorporate Meridian Springs Library Society, in Hinds county"—and

"An act to incorporate the Trustees of Consolation Church, in Wilkinson county;

Were read the first time.

By leave of the House, Mr. Tucker introduced a bill to be entitled

"An act to authorize the County and Probate Court of Lowndes county to levy a special tax, and for other purposes;"

Which was read the first time.

Mr. Scott presented the account of Major Craft, late jailor of Hinds county, for sustenance of certain persons therein named;

Which was referred to the committee of claims.

Then the House adjourned.

Tuesday, December 13th, 1834,

The House met pursuant to adjournment.

Mr. Scott presented the petition of sundry citizens of Hinds county, praying the passage of an act appropriating the sum of three hundred and fifty dollars out of the Treasury of the State, for the re-building of the bridge across Flint creek, in the suburbs of the town of Jackson—

Which was read and referred to the committee on Propositions and Grievances.

Mr. Claiborne presented the petition of Samuel Carson, guardian of the minor heirs of James Carson, deceased, praying that an act may pass authorizing the removal of the property of said minor heirs into the State of Kentucky—

Which was ordered to lie on the table.

Mr. Conant presented the petition of sundry citizens residing within the election precinct held at the house formerly occupied by Miles Fleetwood, in the county of Hinds, praying the passage of an act removing said election precinct from the said Fleetwood's, and establishing the same at the house of Samnel W. Punchard's—

Which was read and referred to a select committee of three members; and Messrs. Conant, Love and Scott were appointed pursuant thereto.

Mr. Maury presented the petition of sundry citizens of the town of Port Gibson, and other parts of the county of Claiborne, praying the passage of an act authorizing the several Branches of the Bank of the State of Mississippi to continue the discount of notes, and purchase of exchange, and such other banking operations as may have been done by them heretofore, until they will be actually succeeded by officers or branches established by the Planter's Bank to supply their places—

Which was read and referred to a select committee of three members; and

Messrs. Maury, Webber, and Green were appointed pursuant thereto.

Mr. Webber, from the select committee to whom was referred the bill to be entitled

“An act to amend an act entitled an act directing the method of proceeding in courts of equity, against absent debtors and other absent defendants, and for regulating proceedings on attachments against absconding debtors,” passed June 7th, 1822.

Reported, that the committee had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Webber,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Webber,

Ordered that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

Mr. Irwin, from the select committee to whom was referred the resolution directing an inquiry into the expediency of dividing the State of Mississippi into two Congressional districts—

Reported, that the committee had had the subject matter of said resolution under consideration, and had instructed him to report a bill to be entitled

“An act to divide the State of Mississippi into two Congressional districts.”

On motion of Mr. Irwin,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Higgason, from the select committee to whom was referred the Memorial to the Congress of the United States, on the subject of a road from Rankin, in Yazoo county, to Memphis, in the State of Tennessee—

Reported, that the committee had had said memorial under consideration, and had instructed him to report the same with an amendment thereto.

On motion of Mr. Higgason,

Ordered, that said report be received.

Whereupon,

The said amendment was read and agreed to by the House.

On motion of Mr. Higgason,

Ordered, that said Memorial be engrossed and made the order of the day for a third reading on to-morrow.

On motion of Mr. Sparks,

The House proceeded to the consideration of the amendments made by the Senate to the bill to be entitled

“An act to change the place of holding certain election precincts in the county of Hinds.”

And thereupon it was ordered,

On motion of Mr. Sparks,

That the House agree to said amendment.

Ordered, that the clerk acquaint the Senate therewith.

By leave of the House, Mr. Maury introduced a bill to be entitled

“An act to authorize the county court of Claiborne county to compensate John Robertson for his services in the late election of Sheriff and Coroner of said county”—

Which was read the first time.

By leave of the House, Mr. Maury introduced a bill to be entitled

“An act to amend the act to establish the Planter's Bank in the State of Mississippi,” approved February 10th, 1830, and the act supplemental thereto, approved 16th of December, 1830—

Which was read the first time.

Mr. Bradford moved to reject said bill.

And the question thereon being taken,

It was decided in the negative.

The House proceeded to the consideration of the amendments made by the Senate to bills from this House.

Whereupon,

On motion of Mr. Tucker,

Ordered, that the House agree to the amendment to the bill to be entitled "An act to amend an act entitled an act further to amend the acts concerning the jurisdiction and powers of justices of the peace in this State, and for other purposes," approved December 15th, 1830; and

On motion of Mr. Granberry, of Copiah,

Ordered, that the House insist on its disagreement to the amendment made by the Senate to the bill to be entitled

"An act to amend an act entitled an act establishing the fees of certain officers therein named."

Ordered, that the clerk acquaint the Senate therewith.

A message from the Governor, by Mr. Thomas P. Falconer, his private secretary:

MR. SPEAKER:

I am directed by his Excellency, the Governor, to inform the House of Representatives that he did, on this day, approve and sign

"An act directing the mode of choosing Electors to vote for President and Vice President of the United States."

An act to authorize Henry Henninger to erect gates on a certain road therein named;" and

"An act to compel the Sheriffs to deposite their official books, and for other purposes."

All of which originated in the House of Representatives.

And then he withdrew.

The engrossed bill entitled

"An act to incorporate the Homochitto bridge and turpike company,

Was read the third time, and passed with its title as stated.

Ordered, that the clerk acquaint the Senate therewith, and desire their concurrence therein.

A message from the Senate, by Mr. Gilbert, their Secretary.

MR. SPEAKER:

The Senate have passed bills with the following titles, to wit:

A bill to be entitled

"An act authorizing the Trustees of the school of section sixteen, township eight, range one, West, Choctaw District, to locate the school house off said section."

A bill to be entitled

"An act to establish and regulate a ferry across the Mississippi, at Rodney, in this State."

Both of which originated in the House of Representatives.

And then he withdrew.

Mr. Gordon moved that a committee of five members be appointed on the part of this House, to confer with such committee as may be appointed on the part of the Senate, on the subject matter of amendment and disagreement between the two Houses, on the bill to be entitled

"An act to amend an act entitled an act establishing the fees of certain officers therein named."

And the question thereon being taken,

It was decided in the affirmative.

Whereupon,

Messrs. Gordon, Webber, Maury, Smith and Bradford were appointed.

Ordered, that the clerk acquaint the Senate therewith.

The House proceeded to the consideration of the amendment made by the Senate to the bill to be entitled

"An act to suppress malicious injuries to personal property, and for other purposes."

Whereupon,

Said amendment was read, and is as follows:

Amend by adding the following as a new section:

And be it further enacted, That if any person shall cut off or shave the tail of any horse, mare, colt or gelding, such person shall incur the penalties prescribed in the second section of this act.

Mr. Maury proposed the following as an amendment to said amendment;

Amend by inserting between the words "gelding," and the word "such" the words following, to wit, "not his own."

And the question thereon being taken,

It was decided in the affirmative.

The question then recurred on the amendment as amended—

And was decided in the affirmative.

Ordered, that the clerk inform the Senate thereof.

The engrossed bill to be entitled

"An act to enlarge the powers of the company for the improvement of the navigation of Homochitto river, and for other purposes"—

Was read the third time, and passed with its title as stated.

The engrossed resolution to dissolve the bonds of matrimony heretofore existing between Melissa Early and Jacob Early—

Was read the third time, and passed by a constitutional majority, (two thirds of the members concurring therein.)

The engrossed bill to be entitled

"An act to confirm the name of Ezekiel Dawson Brown—

Was read the third time, and passed with its title as stated.

Ordered, that the clerk carry the said bills and resolution to the Senate, and request their concurrence therein.

Mr. Bingaman called for the consideration of the bill to be entitled

"An act to authorize the stock-holders of the Bank of the State of Mississippi to close their affairs with as much advantage to the public, and as little inconvenience to the individual stock-holders as possible."

And thereupon, it was ordered,

On motion of Mr. Bingaman,

That said bill be recommitted to a select committee of five members, and pursuant thereto,

Messrs. Bingaman, Green, Smith, Webber and Irwin were appointed.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have, on this day, examined bills of the following titles, to wit:

"An act to amend the laws now in force in relation to the mode of electing Sheriffs and coroners."

A memorial to the Honorable the Senate and House of Representatives of the United States in Congress assembled; and

"An act to establish a turnpike gate on the Bayou Pierre creek Swamp, in the county of Copiah."

And have found the same correctly enrolled.

Whereupon,

The Speaker signed said bills.

Ordered, that the clerk carry them to the Senate for the signature of the President thereof.

On motion of Mr. Green,

It was ordered that Mr. Bradford, a member from the county of Jefferson, be added to the committee raised on the bill in relation to the Bank of the State of Mississippi.

The engrossed bills entitled, to wit:

"An act directing the mode of printing the laws of this State;" and

"An act for the relief of Robert Jones—

Were read the third time, and passed with their titles as stated.

The engrossed resolution in relation to a penitentiary—

Was read the third time and passed.

Ordered, that the clerk carry the said resolution and bills to the Senate, and request their concurrence therein.

The engrossed bill to be entitled

"An act to alter the times of holding the Circuit Courts of Madison county"—

Was read the third time.

And thereupon,

On motion of Mr. Green,

The House forthwith resolved itself into a committee of the whole House, on said bill.

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Love reported, that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Love,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

The question was then taken on the passage of said bill, as amended,

And was decided in the affirmative.

Ordered, that the title of said bill be as stated.

Ordered, that the clerk carry said bill to the Senate, and request their concurrence therein.

The engrossed bills entitled, to wit:

"An act to authorize the holders of covenants, bonds, bills and promissory notes, to sue any number of drawers in the same action;" and

"An act appointing surveyors to run and mark the dividing line between the counties of Jackson and Hancock"—

Were read the third time, and passed with their titles as stated.

The engrossed resolution to dissolve the bonds of matrimony heretofore existing between John Rogers and Nancy Rogers—

Was read the third time, and passed by a constitutional majority, two thirds of the members concurring therein.

Ordered, that the clerk carry the said resolution and bills to the Senate, and request their concurrence therein.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act to authorize the county court of Green county to levy a special tax, and for other purposes.

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Granberry, of Lawrence, reported that the committee of the whole House had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Granberry, of Lawrence,

Ordered, that said report be received and agreed to.

On motion of Mr. McRae,

Ordered, that said report be engrossed, and read the third time on tomorrow.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act to authorize the county court of Madison county to levy special taxes.

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Bradford reported that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Bradford,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Green,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on tomorrow.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to incorporate the town of Brandon, in the county of Rankin"—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. McAfee reported that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. McAfee,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Coffey,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to increase the number of members of the County Courts of certain counties therein named"—

And after sometime spent therein,

The Speaker resumed the chair—and,

Mr. Gibson, of Washington, reported that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Gibson, of Washington,

Ordered, that said report be received.

Whereupon,

Said amendments were read and agreed to by the House.

On motion of Mr. Irwin,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole House, on the Resolution relative to the appointment of a civil engineer—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Pemble reported that the committee of the whole House had had said resolution under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Pemble,

Ordered, that said report be received.

Whereupon,

Said amendments were read and agreed to by the House.

Mr. Smith moved to amend said resolution as follows:

And be it further resolved, that said Engineer may be authorized to appoint as many assistants as the various works of Internal Improvement, which may be in progress, may require, and said Assistant Engineers shall be entitled to such compensation as the chief Engineer may allow them, to be paid out of the public Treasury.

But before the question was taken thereon,

The House, on motion of Mr. Gordon,

Adjourned till three o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment—

And resumed the consideration of the amendment offered by Smith, to the resolution, relative to the appointment of a civil engineer—

And the question being put, Will the House agree to said amendment? It was decided in the negative.

Yeas, 5.—Nays, 26.

The yeas and nays being called for by three members.

Those who voted in the affirmative are—

Mr. Benson,
Ellis,
Higgason.

Mr. Rankin,
Smith,

—6.

Those who voted in the negative are—

Mr. Speaker,
Bingaman,
Bradford,
Claiborne,
Coffee,
Carr,
Egan,
Edwards,
Green,
Gaines,
Granberry, of Copiah,
Granberry, of Lawrence,
Gibson, of Warren,

Mr. Gordon,
Gwin,
Irwin,
Love,
Murry,
McDonald,
McRae,
Pembble,
Stockton,
Scott,
Tucker,
Walton,
Webber,

—26.

Mr. Smith's motion to amend the said resolution, not having prevailed, he thereupon moved that said resolution be indefinitely postponed—

And the question thereon being taken,

It was decided in the affirmative.

Yeas, 18.—Nays, 17.

The yeas and nays being called for by three members.

Those who voted in the affirmative are—

Mr. Benson,
Carver,
Carr,
Ellis,
Edwards,
Gaines,
Granberry, of Copiah,
Granberry, of Lawrence,
Gwin,

Mr. Higgason,
Love,
McDonald,
McRae,
Pembble,
Rankin,
Smith,
Scott,
Tucker,

—18.

Those who voted in the negative are—

Mr. Speaker,
Bingaman,
Bradford,
Claiborne,

Mr. Gibson, of Washington,
Gordon,
Irwin,
Murry,

Conant,
Coffee,
Egan,
Green,
Gibson, of Warren,

Stockton,
Sparks,
Walton,
Webber.

—17.

Mr. Gordon, from the select committee, to whom was referred the communication from his Excellency, the Governor, in relation to the Quartermaster General's Department, reported that the committee had had said communication under consideration, and had instructed him to report a bill to be entitled

"An act to require the Executive of this State to appoint two Assistant Quartermaster Generals, and for other purposes."

On motion of Mr. Gordon,
Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

By leave of the House, Mr. Coffee presented the account of James Finley, late jailor of Perry county, for the sum of twenty-eight dollars, for keeping and sustaining certain prisoners therein named;

Which was referred to the committee of claims.

By leave of the House, Mr. Scott introduced a bill to be entitled
"An act to authorize George B. Crutcher to se'l certain real estate;"

Which was read the first time.

Mr. Maury called for the consideration of the bill to be entitled

"An act to alter the mode of compensating district attorneys, and for the more effectual prevention of offences"—

And thereupon,

The amendments reported by the chairman of the committee on the judiciary, to which said bill had been committed,

Were read and agreed to by the House.

Mr. Webber moved that said bill be indefinitely postponed—

And the question thereon being taken,

It was decided in the affirmative.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to amend an act entitled an act to reduce into one the several acts concerning slaves, free negroes and mulattoes, passed June 18th, 1822"—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Green reported that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Green,

Ordered, that said report be received.

Whereupon,

Said amendments were read and agreed to by the House.

Mr. Scott moved the following amendment to said bill:

Amend by striking out the words "over the age of twenty years" in the first section—

And the question thereon being taken,
It was decided in the negative.

Yeas, 14—Nays, 18.

The yeas and nays being called for by three members.

Those who voted in the affirmative, are

Mr. Speaker,
Bingaman,
Benson,
Conant,
Carr,
Gordon,
Gwin,

Mr. Maury,
McDonald,
McRae,
Rankin,
Scott,
Sparks,
Webber—14.

Those who voted in the negative, are

Mr. Bradford,
Claiborne,
Coffee,
Ellis,
Egan,
Edwards,
Green,
Gaines,
Granberry, of Copiah,

Mr. Granberry, of Lawrence,
Gibson, of Washington,
Higgason,
Love,
Pemble,
Stockton,
Smith,
Tucker,
Walton,

—18.

Mr. Coffee moved to postpone said bill indefinitely--

And the question thereon being taken,
It was decided in the negative.

Yeas 13,——Nays, 20.

The yeas and nays being called for by three members.

Those who voted in the affirmative are—

Mr. Coffee,
Ellis,
Egan,
Granberry, of Copiah,
Granberry, of Lawrence,
Gwin,
Higgason,

Mr. Love,
McDonald,
Rankin,
Smith,
Tucker,
Walton,

—13.

Those who voted in the negative are—

Mr. Speaker,
Bingaman,
Bradford,
Benson,
Claiborne,
Conant,
Carr,
Edwards,
Green,
Gaines,

Mr. Gibson, of Washington,
Gordon,
Irwin,
Maury,
McRae,
Bemle,
Stockton,
Scott,
Sparks,
Webber,

—20.

On motion of Mr. Webber,
 Ordered, that said bill be engrossed, and made the order of the day for
 a third reading on to-morrow.
 Then the House adjourned.

Wednesday, December 14th, 1831.

The House met pursuant to adjournment.

Mr. Conant, from the select committee, to whom was referred the petition of sundry citizens residing within the election precinct held at the house formerly occupied by Miles Fleetwood, in the county of Hinds, praying the passage of an act removing the election precinct from said place and establishing the same at the house of Samuel W. Punchards, in said county: reported that the committee had had said petition under consideration, and had instructed him to report a bill to be entitled

"An act to change an election precinct in the county of Hinds."

On motion of Mr. Conant,
 Ordered that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Bingaman, from the select committee, to whom was referred the bill to be entitled

"An act to authorize the stockholders of the Bank of the State of Mississippi to close their affairs with as much advantage to the public, and as little inconvenience to the individual stockholders as possible:"

Reported, that the committee had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Bingaman,
 Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Webber,

Ordered, that said bill be re-engrossed, and made the order of the day for to-morrow.

Mr. Gordon made the following report—

MR. SPEAKER:

The select committee to whom was referred the petitions of sundry citizens of the town of Raymond, in the county of Hinds; and the counter petitions of sundry citizens of the town of Clinton, in said county, relative to the removal of the Chancery Court of this State, for the Northern District, from said town of Clinton where it is now holden, to the town of Raymond aforesaid, have had said petitions under their consideration, and after maturely deliberating on the subject therein contained, the committee deem it inexpedient, and unnecessary to legislate thereon at the pre-

sent time, and beg leave to be discharged from the further consideration of the subject.

On motion of Mr. Gordon,

Ordered that said report be received and agreed to.

The Speaker laid before the House a communication in writing from the President of the Mississippi College;

Which was read and is as follows:

MISSISSIPPI COLLEGE, DEC. 13, 1831.

To the Honorable the Speaker of the House of Representatives—

I am instructed to invite you, and through you, the Honorable body over which you preside, to attend an examination of the pupils of the Mississippi College on Friday next. I am also instructed to inform you, there will be two degrees conferred on that day at three o'clock, P. M.

THOMAS WOOLDRIDGE,
President.

On motion, ordered that said communication lie on the table.

By leave of the House, Mr. Sparks presented the petition of sundry citizens of Yazoo county, praying the passage of an act authorizing the County Court of said county to levy a special tax, for the purpose of erecting good and sufficient public buildings for said county;

Which was read and referred to a select committee of three members, And, Messrs. Sparks, Walton, and Gibson, of Washington, were appointed pursuant thereto.

By leave of the House, Mr. Walton introduced a bill to be entitled

"An act to amend an act entitled an act to extend legal process into that part of this State now occupied by the Chickasaw and Choctaw tribes of Indians;" passed February 4th, 1829.

Which was read the first time.

By leave of the House, Mr. Scott introduced a bill to be entitled

"An act to remove doubts and further define the jurisdiction and powers of justices of the peace"—and,

A bill to be entitled

"An act to include certain lands within the corporation of Raymond, in the county of Hinds;"

Which were read the first time.

Mr. Claiborne called for the consideration of the communications from the Auditor of Public Accounts and State Treasurer, in relation to the buildings and timber belonging to the State.

Whereupon,

It was ordered that said communications be referred to a select committee of three members;

And pursuant thereto, Messrs. Claiborne, Webber, Smith and Scott were appointed.

The engrossed memorial to the Congress of the United States, in relation to the road from Rankin, in Yazoo county, to Memphis;

Was read the third time and passed.

Ordered, that the clerk carry said memorial to the Senate, and request their concurrence therein.

The engrossed bills entitled, to wit:

"An act to amend an act entitled an act directing the method of proceeding in courts of equity against absent debtors and other absent defendants, and for regulating proceedings on attachments against absconding debtors, passed June 7th, 1822;"

"An act to authorize the county court of Green county to levy a special tax, and for other purposes"—

"An act to authorize the county court of Madison county to levy special taxes."

"An act to incorporate the town of Brandon, in the county of Rankin"—and,

"An act to increase the number of members of the county courts of certain counties therein named;"

Were read the third time and passed with their titles as stated.

Ordered, that the clerk carry said bills to the Senate and request their concurrence therein.

The engrossed bill to be entitled

"An act to amend an act entitled an act to reduce into one the several acts concerning slaves, free negroes and mulattoes, passed June 15th, 1822;"

Was read the third time and passed with its title as stated.

Yeas, 20,——Nays, 15.

The yeas and nays being called for by three members.

Those who voted in the affirmative are—

Mr. Speaker,
Bingaman,
Bradford,
Claiborne,
Carver,
Conant,
Carr,
Edwards,
Green,
Gaines,

Mr. Gibson, of Warren,
Gibson, of Washington,
Gordon,
Irwin,
McRae,
Pemble,
Stockton,
Scott,
Sparks,
Webber,—20,

Those who voted in the negative are—

Mr. Benson,
Coffee,
Ellis,
Egan,
Granberry, of Copiah,
Granberry, of Lawrence
Gwin,
Higgason,

Mr. Love,
Maury,
McDonald,
Rankin,
Smith,
Tucker,
Walton,

—15.

Ordered, that the clerk carry said bill to the Senate and request their concurrence therein.

According to the order of the day, the House resolved itself into a com-

mittee of the whole House on the bill to be entitled

"An act for the relief of the widow and heirs of Duncan McCall, late of the county of Hancock, deceased"—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Granberry, of Copiah, reported that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Granberry, of Copiah,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Gordon,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

Mr. Gaines called for the consideration of the amendments made by the Senate to the bill to be entitled

"An act to change the time of holding the Circuit, County, and Probate Courts of Perry county"—

And thereupon, it was ordered,

On motion of Mr. Gaines,

That the House agree to the said amendments.

Ordered, that the clerk acquaint the Senate therewith.

Mr. Pemble, from the joint committee on enrolled bills made the following report:

MR. SPEAKER:

The joint committee on enrolled bills, have this day presented to his Excellency, the Governor, for his approbation and signature, bills of the following titles, to wit:

"An act to amend the laws now in force in relation to the mode of electing Sheriffs and Coroners."

A memorial to The Honorable the Senate and House of Representatives of the United States in Congress Assembled.

And "an act to establish a turnpike gate on the Bayou Pierre Creek Swamp, in the county of Copiah."

According to the order of the day, the House resolved itself into a committee of the whole House on the memorial to the Congress of the United States, in relation to the bar at the mouth of the Pascagoula river—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Conant reported that the committee of the whole House had had said memorial under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Conant,

Ordered, that said report be received and agreed to.

On motion of Mr. McDonald,

Ordered, that said memorial be engrossed, and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to amend an act entitled an act to amend the several acts relative to the public revenue—approved Dec. 16th, 1830—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Irwin reported that the committee of the whole House, had said bill under consideration, and had instructed him to report progress and ask leave to sit again on this day, at three o'clock, P. M.

On motion of Mr. Irwin,

Ordered, that said report be received and agreed to.

The bill from the Senate to be entitled

"An act to incorporate the Clinton and Vicksburg Rail Road company."

Was read the second time.

On motion of Mr. Coffee,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

The bill from the Senate to be entitled

"An act to exempt females from attending as witnesses in certain cases."

Was read the second time.

Mr. Webber moved that said bill be indefinitely postponed—

And the question thereon being taken,

It was decided in the affirmative.

Yeas, 21.—Nays, 14.

The yeas and nays being called for by three members,

Those who voted in the affirmative, are—

Mr. Speaker,

Bingaman,

Bradford,

Claiborne,

Carver,

Coffee,

Egan,

Green,

Gaines,

Granberry, of Copiah,

Gibson, of Washington,

Mr. Gwin,

Love,

Maury,

McRae,

Pemble,

Rankin,

Smith,

Scott,

Tucker,

Webber.

Those who voted in the negative, are—

Mr. Beason,

Conant

Carr,

Ellis,

Edwards,

Granberry, of Lawrence,

Gibson, of Warren,

Mr. Gordon,

Higgason,

Irwin,

McDonald.

Stockton,

Sparks,

Walton,

Mr. Pemble from the select committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have on this day examined bills of the following titles, to wit:

"An act to incorporate the Petit Gulf Creek Bridge Company."

"An act to change the names of certain persons therein named, and for other purposes."

"An act to authorize the county court of Covich county to levy a special tax"

And a Resolution.

And have found the same correctly enrolled.

The Speaker signed said bills.

Ordered, that the clerk carry them to the Senate for the signature of the President thereof.

The bill from the Senate to be entitled

"An act to amend an act entitled an act to reduce into one the several acts concerning last wills and testaments, the duties of executors, administrators, and guardians, the rights of orphans and other representatives of deceased persons; passed Nov. 26, 1821;"

Was read the second time.

On motion of Webber,

Ordered, that said bill be committed to the committee on the judiciary.

The bill from the Senate to be entitled

"An act to incorporate the Union Baptist Church on Society Ridge, Hinds county;"

Was read the second time and ordered for a third reading on to-morrow.

The bill from the Senate to be entitled

"An act further to alter and amend an act entitled an act to reduce into one the several acts and parts of acts concerning the establishment, jurisdiction and powers of the Superior Courts of law; passed June 28th, 1822, and for other purposes;"

Was read the second time.

On motion of Mr. Webber,

Ordered, that said bill be committed to the committee on the Judiciary.

The bill from the Senate to be entitled

"An act to revive and amend an act to incorporate the town of Warrenton, passed February 7th, 1820"—

Was read the second time, and ordered for a third reading on to-morrow.

The bill from the Senate to be entitled

"An act to incorporate the Meridian Springs Library Society, in Hinds county"—

Was read the second time, and ordered for a third reading on to-morrow.

Then the House adjourned till three o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

On motion of Mr. Gibson, of Washington,

The vote on the bill from the Senate to be entitled

"An act to exempt females from attending as witnesses in certain cases"

Was reconsidered; and thereupon,

On motion of Mr. Gibson, of Washington,

It was ordered, that said bill be referred to a select committee of three members; and

Messrs. Gibson, of Washington, Coffee and Gordon, were appointed.

The bill from the Senate to be entitled

"An act to incorporate the trustees of Consolation church, in Williamson county"—

Was read the second time, and ordered for a third reading on to-morrow.

The bill to be entitled

"An act to alter and amend the charter of the corporation of the President and Trustees of the Franklin Academy, in the county of Lowndes, and for other purposes"—

Was read the second time.

On motion of Mr. Tucker,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resumed, in committee of the whole, the consideration of the bill to be entitled

"An act to amend an act entitled an act to amend the several acts relative to the public revenue," approved Dec. 16th, 1830.

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Irwin reported, that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Irwin,

Ordered, that said report be received.

Whereupon,

Said amendments were read and agreed to by the House.

Mr. Smith moved, the indefinite postponement of said bill.

And the question thereon being taken,

It was decided in the negative.

Yeas, 9—Nays, 17.

The yeas and nays being called for by three members,

Those who voted in the affirmative, are

Mr. Benson,
Carver,
Edwards,
Granberry, of Copiah,
Granberry, of Lawrence,

Mr. McRae,
Perrile,
Rankin,
Smith,

Those who voted in the negative, are—

Mr. Speaker,
Bradford,
Coffee,
Carr,
Green,
Gaines,
Gwin,
Gordon,
Irwin,

Mr. Love,
Maury,
McDonald,
Stockton,
Scott,
Sparks,
Tucker,
Webber,

17.

On motion of Mr. Love,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act to amend the 20th section of an act entitled an act further to amend an act concerning the jurisdiction and powers of justices of the peace in this State, and for other purposes," approved December 15th, 1880—

Was read the second time.

Mr. Webber moved that said bill be indefinitely postponed.

And the question thereon being taken,

It was decided in the affirmative.

The bill to be entitled

"An act to authorize the county court of Capihan county to compensate Duncan McRae, assessor of taxes for said county"—

Was read the second time.

On motion of Mr. Coffee,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for to-morrow.

The bill to be entitled

"An act to authorize the raising, by way of lottery or lotteries, a sum of money for the purpose of opening and improving the navigation of Big Black river—

Was read the second time.

Mr. Green moved that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

Mr. Webber moved that said bill lie on the table.

And the question thereon being taken,

It was decided in the affirmative.

The resolution proposing an adjournment of the House, *sine die*, on Saturday next—

Was read the second time.

Mr. Irwin moved to amend said resolution as follows:

Strike out the word "Saturday," and insert in lieu thereof the word "Wednesday."

And the question thereon being taken,

It was decided in the negative.

Mr. Webber moved to amend said resolution as follows:

P

Strike out the word "Saturday," and insert in lieu thereof the word "Tuesday."

And the question being taken thereon,

It was decided in the negative.

Mr. Gibson, of Warren, moved to amend said resolution as follows:

"Strike out the word "Saturday," and insert in lieu thereof the word "Monday."

And the question being taken thereon,

It was decided in the negative.

Mr. Pemble moved to amend the said resolution as follows:

Add, after the words Saturday next, the following, to wit: "and no new business shall be admitted after to-morrow, except from the Senate."

And the question being taken thereon,

It was decided in the affirmative.

The question then recurred on the adoption of said resolution as amended,

And was decided in the affirmative.

A message from the Senate, by Mr. Gilbert, their Secretary:

MR. SPEAKER:

The Senate have passed a bill to be entitled

"An act to alter and amend an act entitled an act to reduce into one the several acts concerning patrols," passed June 26th, 1822."

A bill to be entitled

"An act to amend an act entitled an act to incorporate the town of Clinton, in the county of Hinds," approved 12th February, 1830, with an amendment by way of rider.

A resolution to sanction the decree of the court of Chancery of the State of Mississippi, dissolving the bonds of matrimony heretofore subsisting between John Mayfield and Sylvia Mayfield.

In which bills, amendment and resolution, I am instructed to ask the concurrence of this House.

They have agreed to the amendment made by the House of Representatives to the amendment made by the Senate to the bill from the House of Representatives to be entitled

"An act to suppress malicious injuries to personal property, and for other purposes."

They have rejected a bill to be entitled

"An act to confirm the name of Ezekiel Dawson Brown."

They have indefinitely postponed a bill to be entitled

"An act for the relief of Robert Jones."

They have appointed Messrs. Briscoe, Caldwell and Sterling, a committee of conference, on the part of the Senate, to confer with the committee appointed on the part of this House, respecting the amendment made by the Senate, to the bill from the House of Representatives to be entitled

"An act to amend an act entitled an act establishing the fees of certain officers therein named."

And then he withdrew.

The bill to be entitled

"An act for the building a bridge over Thompson's creek, in the county of Perry—

Was read the second time.

Mr. Sparks moved to postpone said bill indefinitely.

And the question thereon being taken—

It was decided in the negative.

Whereupon,

On motion of Mr. Coffee,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for to-morrow.

The bill to be entitled

"An act to authorize the county and Probate court of Lowndes county to levy a special tax, and for other purposes—

Was read the second time.

On motion of Mr. Tucker,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for to-morrow.

The bill to be entitled

"An act to divide the State of Mississippi into two Congressional districts—

Was read the second time.

Mr. Bradford moved the indefinite postponement of said bill.

And the question thereon being taken,

It was decided in the negative.

Yeas, 7—Nays, 19.

The yeas and nays being called for by three members,

Those who voted in the affirmative, are

Mr. Bingaman,
Bradford,
Coffee,
Carr,

Mr. Edwards,
Granberry, of Copiah,
Maury.

Those who voted in the negative, are

Mr Speaker,
Claiborne,
Carver,
Gaines,
Granberry, of Lawrence,
Gibson, of Warren,
Gordon,
Gwin,
Irwin,
Love,

Mr. McDonald,
McRae,
Pemble,
Rankin,
Stockton,
Scott,
Tucker,
Walton,
Webber.

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Mr. Sparks, the member from Yazoo county, being absent when the said motion for indefinite postponement was put, but being present when his name was called, desired that he might be allowed to vote on the said motion; but the Speaker decided that he was excluded the privilege by parliamentary usage, and could not vote on the said question. From this decision of the Speaker, an appeal was made to the House, by Mr. Coffey, the member from Rankin county.

And the question being put, shall the decision of the chair stand as the decision of the House?

It was decided in the affirmative.

On motion of Mr. Irwin,

Ordered, that the said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

The bill to be entitled

"An act to authorize the county court of Claiborne county, to compensate John Robertson for his services in the late election of Sheriff and Coroner of said county—

Was read the second time.

On motion of Mr. Maury,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow;

The bill to be entitled

"An act to amend the act to establish a Planters' Bank in the State of Mississippi," approved February 10th, 1830, and the act supplemental thereto, approved 16th December, 1830—

Was read the second time.

On motion of Mr. Irwin,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for to-morrow,

The bill to be entitled

"An act to require the Executive of this State to appoint two assistant quarter-master Generals, and for other purposes—

Was read the second time.

On motion of Mr. Gordon,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for to-morrow—

The bill to be entitled

"An act to authorize George B. Crutcher to sell real estate"—

Was read the second time.

On motion of Mr. Webber,

Ordered, that said bill be committed to the committee on the Judiciary

The resolution from the Senate to sanction the decree of the court of Chancery of the State of Mississippi, dissolving the bonds of matrimony heretofore subsisting between John Mayfield and Sylvia Mayfield—

Was read the first time.

On motion of Mr. Pemble,

The rule was dispensed with, and said resolution was read the second time.

On motion of Mr. Coffee,

Ordered, that said resolution be committed to a committee of the whole House, and made the order of the day for to-morrow.

The bills from the Senate entitled to, wit.

A bill to be entitled

"An act to amend an act entitled an act to incorporate the town of Clinton in the county of Hinds," approved 12th February, 1830; and

A bill to be entitled

"An act to alter and amend an act entitled an act to reduce into one the several acts concerning patrols," passed June 26th, 1822—

Were read the first time, and ordered for a second reading on to-morrow.

By leave of the House, Mr. Conant introduced a bill to be entitled an act appropriating two hundred dollars to causeway the road through Pearl river swamp, leading from John Long's Bluff, in a direction to the town of Raymond—

Which was read the first time.

Mr. Tucker moved to reject said bill.

And the question thereon being taken,

It was decided in the affirmative.

By leave of the House, Mr. Gibson, of Warren, introduced a bill to be entitled

"An act relative to the duty of clerks of the several courts in this State, respecting postage in certain cases—

Which was read the first time.

Mr. Claiborne, from the select committee to whom was referred the communications of the Auditor of Public Accounts and State Treasurer, on the subject of the timber and buildings belonging to the State—

Reported, that the committee had had the said communications under consideration, and had instructed him to report a bill to be entitled

"An act to repeal all laws making it the duty of the Auditor and Treasurer to prevent trespasses on the public lands."

On motion of Mr. Claiborne,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

On motion of Mr. Webber,

The rule was dispensed with, and said bill was read the second time.

On motion of Mr. Claiborne,

Ordered, that said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

Then the House adjourned.

Thursday, December 15th, 1831.

The House met pursuant to adjournment—

Mr. Green, from the committee on the judiciary, to whom was referred the bill to be entitled

"An act to authorize George B. Crutcher to sell certain real estate;"

Reported, that the committee had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Green,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Green,

Ordered, that said bill lie on the table.

By leave of the House, Mr. Stockton introduced a bill to be entitled
 "An act to levy a special tax in the county of Claiborne;"

Which was read the first time.

Mr. Claiborne, from the committee of claims, made the following report:

MR. SPEAKER:

The committee of claims, to whom was referred the accounts of Henry Hunt, Elias Taylor, Nancy Bridges, Asa Woodward, E. B. Hatch, James Short, A. B. Cotton, H. Gridley, William A. Chisholm, William H. Calmer, No. 2., James Finlay's and Gadi Gibson's, No 1. & 2.; have examined the same and finding them equitable and just for the amount claimed or a part thereof, beg leave to transfer them to the committee of accounts to be provided for in the general appropriation bill.

They have also examined the accounts of Gadi Gibson, No. 3, 4, 5, 6, 7, 8, 9, 10, and 11; and the claims of Major Craft, William H. Calmer, No. 2., John Jennings, Thomas H. Hopkins, John Graham, John Powers and Henry Vose; and have rejected the same as unjust, or provided for by the existing laws of the land. And they ask to be discharged from the further consideration of the same.

On motion of Mr. Claiborne,

Ordered, that said report be received.

By leave of the House, Mr. Walton introduced a bill to be entitled
 "An act to extend the limits of Yazoo county;"

Which was read.

On motion of Mr. Walton,

The rule was dispensed with, and said bill was read the second time.

On motion of Mr. Sparks,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

The bills from the Senate entitled, to wit:

"An act to incorporate the Union Baptist Church on Society Ridge, Hinds county."

"An act to revive and amend an act to incorporate the town of Warrenton; passed February 7th, 1820."

"An act to incorporate the Meridian Springs Library Society, in Hinds county"—and,

"An act to incorporate the Trustees of Consolation Church, in Wilkinson county;"

Were read the third time and passed with their titles as stated.

Ordered, that the clerk acquaint the Senate therewith.

The engrossed bill entitled, to wit:

"An act to authorize the stockholders of the Bank of the State of Mississippi to close their affairs with as much advantage to the public, and as little inconvenience to the individual stockholders as possible;

Was read the third time and passed with its title as stated.

Ordered, that the clerk acquaint the Senate therewith, and desire their concurrence therein.

A message from the Governor, by Mr. Thomas P. Falconer, his private Secretary.

MR. SPEAKER:

I am directed by his Excellency, the Governor, to inform the House of Representatives that he did on this day approve and sign—

“An act to amend the laws now in force in relation to the mode of electing Sheriffs and Coroners.

“An act to establish a turnpike gate on the Bayou Pierre creek swamp, in the county of Copiah.”

And a memorial to the honorable the Senate and House of Representatives of the United States in Congress assembled.

All which originated in the House of Representatives.

And then he withdrew.

The engrossed bill to be entitled

“An act for the relief of the widow and heirs of Duncan McCall, late of the county of Hancock, deceased;

Was read the third time and passed with its title as stated.

Ordered, that the Clerk acquaint the Senate therewith, and desire their concurrence therein.

Mr. Maury, from the select committee, to whom was referred the petition of sundry citizens of the town of Port-Gibson and other parts of the county of Claiborne, praying the passage of an act authorizing the several branches of the Bank of the State of Mississippi, to continue the discount of notes, and purchase of exchange, and such other Banking operations as may have been done by them heretofore, until they will be actually succeeded by officers or branches established by the Planters Bank to supply their place—

Reported, that the committee had had said petition under consideration, and had instructed him to report that the prayer of the petition is sufficiently provided for by an amendment to the bill to authorize the Directors of the Mississippi Bank to close their concerns; and ask to be discharged from the further consideration of said petition.

Mr. Maury moved that said report be received and agreed to.

Mr. Webber called for a division of the question—

And the vote was taken on receiving said report,

And was decided in the affirmative.

Whereupon,

On motion of Mr. Smith,

It was ordered that said report lie on the table.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills, did on this day present to his Excellency, the Governor, for his approbation and signature, bills of the following titles, to wit:

“An act to incorporate the Petit Gulf creek bridge company.”

“An act to change names of certain persons therein named, and for other purposes.”

“An act to authorize the county court of Copiah county to levy a special tax.”

And “A resolution.”

The memorial to the Congress of the United States, in relation to the Bar at the mouth of the Pascagoula river;

Was read the third time and passed.

The bill to be entitled

“An act to alter and amend the charter of the corporation of the President and Trustees of the Franklin Academy, in the county of Lowndes, and for other purposes;

Was read the third time and passed with its title as stated.

The bill to be entitled

“An act to amend an act entitled an act to amend the several acts relative to the public revenue—approved Dec. 16, 1830—

Was read the third time.

Mr. Webber moved to amend said bill, by way of rider, as follows, to wit:

Section 7. Be it further enacted, That the Treasurer of this State be authorized and required to pay to the Bank of the State of Mississippi, on the first day of January, 1832, the debt due by the State to said Bank, with all interest due thereon, out of any moneys in the Treasury, not otherwise appropriated;

Which was read the first time.

On motion of Mr. Webber,

The rule was dispensed with, and said rider was read the second time.

On motion of Mr. Webber,

The rule was further dispensed with, and said rider considered as engrossed, read the third time, and together with the bill, put upon its passage—

And the question being put, Shall the bill, as amended pass?

It was decided in the affirmative.

Yeas 26,——Nays, 4.

The yeas and nays being called for by Mr. Smith and two other members.

Those who voted in the affirmative are—

Mr. Speaker,
Bingaman,
Benson,
Claiborne,
Carr,
Conant,
Coffee,
Egan,
Edwards,
Green.

Mr. Gordon,
Gwin,
Irwin,
Love,
Mauzy,
McDonald,
Pemble,
Stockton,
Scott,
Sparks,
Trickett.

Gibson, of Washington,

Webber,—26

Those who voted in the negative are—

Mr. Granberry, of Copiah,
Granberry, of Lawrence,

Mr. Rankin,
Smith,—4.

So the bill passed.

Ordered, that the title thereof be as stated.

Ordered, that the clerk carry the said bills and memorial to the Senate, and request their concurrence therein.

A message from the Senate, by Mr. Parker, their enrolling clerk.

MR. SPEAKER:

The Senate have passed a bill to be entitled

“An act for the relief of Doctors John McMurrough and Richard F. Floyd,” with an amendment—and,

A memorial to the Congress of the United States of America, on the subject of a donation of land—

Which bill and memorial originated in the House of Representatives.

They have adopted the following resolution—

Resolved, with the concurrence of the House of Representatives, one member be appointed on the part of this House to act jointly with such committee as may be appointed by the House of Representatives, to notify the Governor of elections in joint ballot, during the present session of the General Assembly.

They have passed a bill to be entitled

“An act to incorporate and extend the West Feliciana Rail Road company, within the State of Mississippi.

In which bill I am instructed to ask the concurrence of this House.

And then he withdrew.

By leave of the House, Mr. Gibson, of Warren, introduced a bill to be entitled

“An act to incorporate the members of the Vicksburg Institute;”

Which was read the first time.

On motion of Mr. Gibson, of Warren,

The rule was dispensed with, and said bill was read the second time.

And thereupon,

On motion of Mr. Gibson, of Warren,

The House forthwith resolved itself into a committee of the whole House on said bill—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Scott reported that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Scott,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Gordon,

Ordered, that said bill be referred to a select committee of three members—and,

Messrs. Gibson, of Warren, Gordon and Conant were appointed pursuant thereto.

By leave of the House, Mr. Stockton introduced a bill to be entitled
 “An act for the relief of O. Jeffers and John Jennings;”

Which was read the first time.

The bill from the Senate to be entitled

“An act to incorporate the West Feliciana Rail Road company, within the State of Mississippi,”

Was read the first time.

On motion of Mr. Gordon,

The rule was dispensed with, and said bill was read the second time.

On motion of Mr. Gordon,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for to-morrow.

On motion of Mr. Sparks,

Ordered, that the House agree to the amendment made by the Senate to the bill to be entitled

“An act for the relief of Doctors John McMurrough and Richard F. Floyd.

Ordered, that the clerk acquaint the Senate therewith.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

“An act to incorporate the Clinton and Vicksburg Rail Road company”—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Webber reported that the committee of the whole House, had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Webber,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Scott,

Ordered, that said bill be made the order of the day for a third reading on to-morrow.

Mr. Conant called for the consideration of the bill to be entitled

“An act to authorize the raising, by way of lottery or lotteries, a sum of money for the purpose of opening and improving the navigation of Big Black river.

Mr. Webber moved to postpone said bill indefinitely.

And the question thereon being taken,

It was decided in the negative.

Whereupon,

On motion of Mr. Conant,

The rule was dispensed with, and said bill was considered as engrossed and read the third time.

Mr. Webber moved that said bill be forthwith committed to a committee of the whole House.

And the question thereon being taken,

It was decided in the negative.

The question then recurred on the passage of said bill,

And was decided in the affirmative.

Ordered, that the title be as stated.

Ordered, that the clerk carry said bill to the Senate, and request their concurrence therein.

Then the House adjourned 'till three o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.—

By leave of the House, Mr. Gordon presented the petition of sundry citizens of Wilkinson county, praying that an act may pass removing the election precinct, which is now held at the house of Daniel McGahey, in said county, and establishing the same at David Coon's old store, in said county;

Which was read and referred to a select committee of three members—

And, Messrs. Gordon, Coffee and Gaines, were appointed pursuant thereto.

Mr. Coffee moved a reconsideration of the vote taken on the joint resolution, in relation to the adjournment of the two Houses on Saturdaynext, *sine die*—

And the question thereon being taken,

It was decided in the negative.

Mr. Gordon, by leave of the House, presented the petition of William S. Lewis, Harriet C. Lewis, and John Sims, citizens of Wilkinson county, praying that an act may be passed, authorizing the said William S. Lewis and Harriet C. Lewis, to sell to the minor heirs of Robert M. Gill, deceased, their share of a tract of land therein specified;

Which was read and referred to the committee on the judiciary.

Mr. Scott called for the consideration of the bill to be entitled

"An act to authorize George B. Crutcher to sell certain real estate."

Mr. Webber moved the indefinite postponement of said bill—

And the question thereon being taken,

It was decided in the negative.

Whereupon,

On motion of Mr. Scott,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

The following communication in writing, was received from his Excellency, the Governor, by Mr. Thomas P. Falconer, his private secretary,

EXECUTIVE CHAMBER,
Jackson, (Mi.) Dec. 15, 1831.

To the Senate and House of Representatives:

I inform the General Assembly that William E. Parker, Judge of Probate for Yazoo county, hath resigned, and said office is now vacant.

GERARD C. BRANDON.

The said communication was read and ordered to lie on the table.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to authorize the county court of Covich county to compensate Duncan McRae, assessor of taxes for said county—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Webber reported that the committee of the whole House, had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Webber,

Ordered, that said report be received and agreed to.

On motion of Mr. Granberry, of Covich,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole House, on the resolution to sanction the decree of the Court of Chancery, of the State of Mississippi, dissolving the bonds of matrimony heretofore subsisting between John Mayfield and Sylvia Mayfield.

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Gordon reported that the committee of the whole House had had said resolution under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Gordon,

Ordered, that said report be received and agreed to.

On motion of Mr. Gordon,

Ordered, that said resolution be made the order of the day for third reading on to-morrow.

According to the order of the day,

The House resolved itself into a committee of the whole House on the bill to be entitled

"An act to authorize the County and Probate court of Lowndes county to levy a special tax, and for other purposes."

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Coffee reported, that the committee of the whole House had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Coffee,

Ordered, that said report be received and agreed to.

Mr. Tucker moved that the rule be dispensed with, that said bill be considered as engrossed, and read the third time forthwith.

And the question thereon being taken,

It was decided in the negative.

Whereupon,

On motion of Mr. Tucker,

It was ordered that said bill be engrossed and made the order of the day for a third reading on to-morrow.

Mr. Edwards, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have this day examined bills of the following titles, to wit:

"An act to change the place of holding certain elections in the county of Hinds."

"An act to establish and regulate a ferry across the Mississippi, at Rodney, in this State."

"An act authorizing the trustees of the school of section sixteen, township eight, range one, west, Choctaw District, to locate the school-house off said section."

"An act for holding a convention in this State;" and

"An act to reduce into one the several acts and parts of acts concerning highways, ferries and bridges."

And have found the same correctly enrolled.

The Speaker signed said bills.

Ordered, that the clerk carry them to the Senate for the signature of the President thereof.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act for the building a bridge over Thompson's creek, in the county of Perry.

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Maury reported that the committee of the whole House had had said bill under consideration and had instructed him to report the same without amendment.

On motion of Mr. Maury,

Ordered, that said report be received and agreed to.

Mr. Pemble moved the indefinite postponement of said bill.

And the question thereon being taken,

It was decided in the affirmative.

Yeas, 16.—Nays, 12.

The yeas and nays being called for by three members,

Those who voted in the affirmative are—

Mr. Benson,
Conant,
Green,

Mr. Pemble,
Rankin,
Smith,

Granberry, of Copiah,
Granberry, of Lawrence,
Gibson, of Warren,
Gwin,
Love,

Scott,
Sparks,
Tucker,
Walton,
Webber,

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Those who voted in the negative are—

Mr. Bingaman,
Claiborne,
Carver,
Coffee,
Egan,
Edwards,

Mr. Gaines,
Gordon,
Irwin,
Maury,
McDonald,
Stockton,

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A message from the Governor, by Mr. Thomas P. Falconer, his private secretary:

MR. SPEAKER:

I am directed by his Excellency, the Governor, to inform the House of Representatives, that he did, on this day approve and sign

"An act to incorporate the Petit Gulph Creek bridge company."

"An act to change the names of certain persons therein named, and for other purposes—"

"An act to authorize the county court of Copiah County to levy a special tax," and

A Resolution;

All of which originated in the House of Representatives.

And then he withdrew.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act to divide the State of Mississippi into two congressional districts"

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Benson reported that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Benson,

Ordered, that said report be received.

On motion of Mr. Tucker,

Ordered, that said bill lie on the table.

Mr. Sparks submitted the following resolution, which was read:

Resolved, with the concurrence of the Senate, that the two Houses meet in the Representative hall on Saturday next, at 11 o'clock, A. M., for the purpose of electing a Judge of Probate for Yazoo county, and to fill such other vacancies as may be reported by the Executive.

On motion of Mr. Sparks,

The rule requiring joint resolutions to lie one day on the table, was dispensed with; and

Said resolution was read the second time and adopted.

Ordered, that the clerk carry said resolution to the Senate, and request their concurrence therein.

Mr. Webber moved the adoption of the following resolution:

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of changing the law with regard to proceedings in equity, and appeals to the Supreme Court, and said committee have leave to report by bill or otherwise.

And the question thereon being taken,

It was decided in the negative.

On motion of Mr. Claiborne,

Mr. Gibson, a member from Washington; Mr. Love, a member from Pike; Mr. Benson, a member from Lawrence; and Mr. Gwin, were excused from their attendance on the House for to-morrow.

Then the House adjourned.

Friday, December 16th, 1831.

The House met pursuant to adjournment.

Mr. Green, from the Committee on the Judiciary, to whom was referred the bill from the Senate to be entitled

"An act further to alter and amend an act entitled an act to reduce into one the several acts and parts of acts concerning the establishment, jurisdiction and powers of the Superior Courts of law; passed June 28th, 1822, and for other purposes;"

Reported, that the committee had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Green,

Ordered, that said report be received.

Whereupon,

The first of said amendments was read and disagreed to by the House.

The second of the said amendments was also read, and agreed to by the House.

And thereupon,

On motion of Mr. Webber,

It was ordered, that said bill be indefinitely postponed.

Mr. Green, from the same committee, to whom was referred the petition of W. S. Lewis, M. C. Lewis, and John Sims—

Reported, that the committee had had the subject matter of said petition under consideration, and had instructed him to report that it is inexpedient to grant the prayer of the petitioners.

On motion of Mr. Green,

Ordered, that said report be received.

Mr. Gordon moved that the House disagree to said report.

And the question thereon being taken,

It was decided in the negative.

Mr. Stockton, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER;

The joint committee on enrolled bills have on this day examined bills of the following titles, to wit:

"An act for the relief of Doctors John M. McMorrough and Richard F. Floyd;"

"An act to change the time of holding the County and Probate Courts of Perry county;"

"An act to suppress malicious injuries to personal property, and for other purposes."

And have found the same correctly enrolled.

The Speaker signed said bills.

Ordered, that the clerk carry them to the Senate for the signature of the President thereof.

Mr. Webber, from the same committee, to whom was committed the bill from the Senate to be entitled

"An act to amend an act entitled an act to reduce into one the several acts concerning last wills and testaments, the duties of executors, administrators, and guardians, the rights of orphans and other representatives of deceased persons; passed Nov. 26, 1821;"

Reported, that the committee had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Webber.

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

And thereupon,

On motion of Mr. Webber,

Ordered, that the said bill be made the order of the day for a third reading on to-morrow.

Mr. Gordon, from the select committee to whom was referred the petition of sundry citizens residing in the east end of Wilkinson county, praying the passage of an act changing an election precinct therein named—

Reported, that the committee had had said petition under consideration, and had instructed him to report a bill to be entitled

"An act to change an election precinct in the county of Wilkinson."

On motion of Mr. Gordon,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Stockton moved that the rule be dispensed with, and that said bill be read the second time forthwith.

And the question thereon being taken;

It was decided in the negative.

Mr. Gordon, from the committee of conference appointed by the two

Houses on their disagreement to the amendments made by the Senate to the bill from the House of Representatives to be entitled

"An act to amend an act establishing the fees of certain officers therein named"—

Reported, that the committee had had the subject matter of amendment and disagreement under consideration, and had instructed him to report that the House of Representatives ought to recede from their disagreement to the second and third sections of said bill, and that they insist on their disagreement to the fourth section of said bill.

On motion of Mr. Gordon,

Ordered that said report be received,

Mr. Gibson, of Warren, from the select committee to whom was committed the bill to be entitled

"An act to incorporate the members of the Vicksburg Institute"—

Reported, that the committee had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Gibson, of Warren,

Ordered that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Gibson, of Warren,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

Mr. Bingaman, from the Committee of Accounts, to whom were referred the claims of Henry Hunt, Ozias Taylor, Nancy Bridges, Asa Woodward, E. B. Hatch, James Short, Abel B. Cotton, H. Gridley, Wm. A. Chisholm, Wm. H. Calmes, James Finley, and Gadi Gibson,—

Reported, that the committee had had said claims under consideration, and had instructed him to report a bill to be entitled

"An act making certain appropriations therein named."

On motion of Mr. Bingaman,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

On motion of Bingaman,

The rule was dispensed with, and said bill was read the second time.

Whereupon,

On motion of Mr. Bingaman,

Ordered, that said bill be committed to a committee of the whole House and made the order of the day for to-morrow.

The bill from the Senate to be entitled, to wit:

"An act to incorporate the Clinton and Vicksburg Rail Road Company;"

Was read the third time, and passed with its title as stated.

Ordered, that the Clerk acquaint the Senate therewith.

Mr. Gibson, of Washington, from the select committee to whom was committed the bill from the Senate to be entitled

"An act to exempt females from attending as witnesses in certain cases;"

Reported, that the committee had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Gibson, of Washington,
Ordered, that said report be received.

Whereupon,

Said amendment was read, and agreed to by the House.

Mr. Webber moved the indefinite postponement of said bill.

And the question thereon being taken,

It was determined in the negative.

On motion of Mr. Gordon,

Ordered, that said bill be made the order of the day for a third reading on to-morrow.

A message from the Senate, by Mr. Parker, their enrolling clerk.

MR SPEAKER:

The Senate have passed a bill to be entitled

"An act to authorize the Stockholders of the Bank of the State of Mississippi to close their affairs with as much advantage to the public and as little inconvenience to the individual stockholders as possible;" with sundry amendments thereto.

In which amendments I am instructed to ask the concurrence of this House.

And then he withdrew.

On motion of Mr. Scott,

It was ordered, that the Report of the State Treasurer, and the Report of the Auditor of Public Accounts, communicated to this House on Monday last, in relation to the timber and buildings belonging to the State, be inserted in the Journals of that day.

By leave of the House, the Secretary to the Senate came into the Representative Hall and amended his message communicated to this House on Monday last, relative to the bill to be entitled

"An act to amend an act entitled an act further to amend the acts concerning the jurisdiction and powers of Justices of the Peace in this State, and for other purposes, approved Dec. 15th, 1830"—

By presenting to the House an additional amendment to said bill, which had been omitted in said message.

On motion of Mr. Tucker,

Ordered, that said amendments lie on the table.

Mr. Maury called for the consideration of the joint resolution from the Senate, in relation to the appointment of a joint committee from both Houses to notify the Governor of all elections in joint ballot during the present session of the General Assembly.

On motion of Mr. Sparks,

Ordered, that said resolution lie on the table.

Mr. Walton, from the select committee to whom was referred the petition of sundry citizens of Yazoo county, praying the passage of an act authorizing the County Court of said county to levy a special tax—

Reported, that the committee had had said petition under consideration.

and had instructed him to report that it is inexpedient to levy such tax at this time.

On motion of Mr. Walton,

Ordered, that said report be received and agreed to.

The resolution from the Senate to sanction the decree of the Court of Chancery of the State of Mississippi, dissolving the bonds of matrimony heretofore subsisting between John Mayfield and Sylvia Mayfield—

Was read the third time, and passed by a constitutional majority; (two thirds of the members concurring therein.)

Ordered, that the clerk inform the Senate thereof.

The bill to be entitled

“An act to authorize the County Court of Copiah county to compensate Duncan McRae, Assessor of Taxes for said county”—

Was read the third time, and passed with its title as stated.

Ordered, that the clerk acquaint the Senate therewith, and desire their concurrence therein.

Mr. Tucker called for the consideration of the amendment made to the bill to be entitled

“An act to amend an act entitled an act further to amend the acts concerning the jurisdiction and powers of Justices of the Peace in this State, and for other purposes, approved December 15th 1830,” reported by the Secretary of the Senate on this day, in his amended report of said bill.

And thereupon,

Moved that the House agree to said amendment.

And the question thereon being taken,

It was decided in the negative.

Mr. Pemble from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have on this day presented to his Excellency, the Governor, for his approbation and signature, bills of the following titles, to wit:

“An act to establish and regulate a Ferry across the Mississippi, at Rodney, in this State;”

“An act to change the place of holding certain elections in the county of Hinds;”

“An act to reduce into one the several acts and parts of acts concerning highways, ferries and bridges;”

“An act authorizing the trustees of the school of section sixteen, in township eight, range one, west, Choctaw district, to locate a school off said section;”

“An act for holding a Convention in this State;”

“An act for the relief of Doctors John M. McMorrough and Richard F. Lloyd;”

“An act to change the time of holding the County and Probate Courts in Perry county;” and

“An act to suppress malicious injuries to personal property, and for other purposes.”

The engrossed bills entitled, to wit:

"An act to authorize George B. Crutcher to sell real estate;" and

"An act to authorize the County and Probate Court of Lowndes county to levy a special tax, and for other purposes"—

Were read the third time, and passed with the titles as stated.

Ordered, that the clerk carry said bills to the Senate, and request their concurrence therein.

The engrossed bill to be entitled

"An act to extend the limits of Yazoo county"—

Was read the third time.

And the question being put, shall the bill pass?

It was decided in the negative.

The bill to be entitled

"An act to incorporate and extend the West Feliciana Rail Road Company within the State of Mississippi;

Was in order for a committee of the whole House.

On motion of Mr. Gordon,

Ordered, that the order on said bill be postponed 'till 3 o'clock this evening.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to authorize the county court of Claiborne county to compensate John Robertson for his services in the late election of sheriff and coroner for said county."

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Tucker reported that the committee of the whole House had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Tucker,

Ordered, that said report be received and agreed to.

On motion of Mr. Maury,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to amend the act to establish a Planters' Bank in the State of Mississippi," approved February 10th, 1830, and the act supplemental thereto, approved 16th December, 1830."

And after some time spent therein,

The Speaker resumed the chair, and

Mr. Gibson of Warren reported that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Gibson, of Warren,

Ordered, that said report be received.

Whereupon,

Said amendments were read and agreed to by the House.

On motion of Mr. Maury,
 Ordered, that said bill be engrossed, and made the order of the day for
 a third reading on to morrow.
 Then the House adjourned 'till two o'clock, P. M.

TWO O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Gordon called for the consideration of the report of the joint committee of conference, on the subject matter of amendment and disagreement to the amendments made by the Senate to the bill from the House of Representatives to be entitled

"An act to amend an act establishing the fees of certain officers therein named"—

And thereupon,

On motion of Mr. Gordon,

It was ordered that the House agree to said report.

Ordered, that the clerk inform the Senate thereof.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill from the Senate to be entitled

"An act to incorporate and extend the West Feliciana Rail Road company, within the State of Mississippi"—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Bingaman reported that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Bingaman,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Gordon,

Ordered, that said bill be made the order of the day for a third reading on to-morrow.

A message from the Senate, by Mr. Dearing, acting secretary.

MR. SPEAKER:

The Senate have passed bills with the following titles, to wit:

A bill to be entitled

An act to authorize the holders of covenants, bonds, bills and promissory notes to sue any number of drawers in the same action."

A bill to be entitled

"An act to incorporate the Chittaloosa turnpike company."

A bill to be entitled

"An act to levy a special tax for the county of Simpson."

A bill to be entitled

"An act to authorize the county court of Jones county to levy a special tax."

A bill to be entitled

"An act to authorize the justices of the county court of Hancock county to levy special taxes, and for other purposes."

A bill to be entitled

"An act appointing surveyors to run and mark the dividing line between the counties of Jackson and Hancock."

A bill to be entitled

"An act to enlarge the powers of the company, for the improvement of the navigation of Homochitto river, and for other purposes."

And "A Resolution to dissolve the bonds of matrimony heretofore existing between Melissa Early and Jacob Early."

"A Resolution to dissolve the bonds of matrimony heretofore existing between John Rogers and Nancy Rogers"—and,

"A memorial to the Congress of the United States, relative to Amos Moore, a citizen of Washington county"—

All of which originated in the House of Representatives.

The Senate have also passed bills of the following titles, to wit:

A bill to be entitled

"An act to incorporate the members of Leake Lodge, No. 17., in the town of Benton."

A bill to be entitled

"An act for the incorporation of Woodville and Homochitto turnpike company."

A bill to be entitled

"An act to create and establish the Mississippi cotton company."

A bill to be entitled

"An act to establish turnpike gates at Talaboosha and at Tokanookena, on the road leading from Columbus to Parker's stand, through the Choctaw nation, commonly known by the name of the Robinson road," with an amendment, by way of rider—and,

"A Resolution relative to a Penitentiary"—

In which bills and resolution I am instructed to ask the concurrence of this House.

They have *indefinitely postponed*, a bill to be entitled

"An act to provide for the payment of the Sheriff of Adams county, for summoning regular juries for the criminal court"—and,

"A Resolution in relation to a Penitentiary"—

Which bill and resolution originated in the House of Representatives.

And then he withdrew.

Mr. Sparks, from the select committee, to whom was referred the petition of John Vickers, in relation to the seminary lands, reported that the committee had had said petition under consideration, and had instructed him to report a bill to be entitled

"An act for the relief of John Vickers."

On motion of Mr. Sparks,

Ordered, that said report be received.

Whereupon,

Said bill was read the first time.

Mr. Fenable moved to reject said bill—

And the question being taken thereon,

It was decided in the affirmative.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to require the Executive of this State to appoint two Assistant Quartermaster Generals, and for other purposes—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Gibson, of Washington, reported that the committee of the whole House, had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Gibson, of Washington,

Ordered that said report be received.

Whereupon,

Said amendments were read and agreed to by the House.

On motion of Mr. Gordon,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

A message from the Senate, by Mr. Dearing, acting secretary.

MR. SPEAKER:

The Senate have agreed to the report of the joint committee of conference, of the two Houses, on the matter of amendment and disagreement to the bill to be entitled

"An act to amend an act establishing the fees of certain officers therein named."

And then he withdrew.

The bill from the Senate to be entitled

"An act to establish turnpike gates at Yalobusha and at Tokanookena, on the road leading from Columbus to Parker's stand, through the Choctaw nation, commonly known by the name of the Robinson road—

Was read the first time.

Mr. Tucker moved that the rule be dispensed with, and that said bill be read the second time forthwith—

And the question thereon being taken,

It was decided in the negative.

Whereupon,

It was ordered that said bill be made the order of the day for a second reading on to-morrow.

The bills from the Senate entitled, to wit:

"An act to create and establish the Mississippi cotton company."

"An act for the incorporation of Woodville and Homechitto turnpike company."

"An act to incorporate the members of Leake Lodge, No. 7, in the town of Benton."—and,

"A Resolution relative to a Penitentiary;"

Were read the first time and ordered for a second reading on to-morrow.

According to the order of the day, the House resolved itself into a committee of the whole House on the bill to be entitled

"An act to repeal all laws making it the duty of the Auditor and Treasurer, to prevent trespasses on the public lands"—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Tucker reported that the committee of the whole House, had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Tucker,

Ordered, that said report be received and agreed to.

On motion of Mr. Webber,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow.

The bill from the Senate to be entitled

"An act to amend an act entitled an act to incorporate the town of Clinton, in the county of Hinds—approved February 12, 1830;

Was read the second time.

On motion of Mr. Scott,

The House forthwith resolved itself into a committee of the whole on said bill—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Gordon reported that the committee of the whole House, had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Gordon,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Scott,

Ordered, that said bill be made the order of the day for a third reading on to-morrow.

A message from the Governor, by Mr. Thomas P. Falconer, his private Secretary.

MR. SPEAKER:

I am directed by his Excellency, to inform the House of Representatives that he did on this day approve and sign

"An act authorizing the trustees of the school of section sixteen, township eight, range one, west, Choctaw district, to locate the school-house off said section."

"An act to suppress malicious injuries to personal property, and for other purposes."

"An act to change the time of holding the County and Probate courts of Perry county."

"An act for the relief of Doctors John McMorrough and Richard F. Floyd."

"An act to establish and regulate a ferry across the Mississippi, at Rodney, in this State.

"An act for holding a Convention in this State."

"An act to change the place of holding certain elections in the county of Hinds;" and

"An act to reduce into one the several acts concerning highways, ferries and bridges.

All of which originated in the House of Representatives.

And then he withdrew

The bill from the Senate to be entitled

"An act to alter and amend an act entitled an act to reduce into one the several acts concerning patrols," passed June 26th, 1822—

Was read the second time.

On motion of Mr. Stockton,

Ordered, that said bill be made the order of the day for a third reading on to-morrow.

The bills entitled, to wit:

"An act to change an election precinct in the county of Hinds."

"An act to amend an act entitled an act to extend legal process into that part of this State now occupied by the Chickasaw and Choctaw tribes of Indians," passed February 4th, 1829.

"An act to include certain lands within the corporation of the town of Raymond, in the county of Hinds;" and

"An act relative to the duty of the clerks of the several courts in this State, respecting postage in certain cases,"

Were read the second time.

Ordered, that said bills be engrossed and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act to remove doubts, and further define the jurisdiction and powers of justices of the peace—

Was read the second time.

On motion of Mr. Maury,

Ordered, that said bill be indefinitely postponed.

The bill to be entitled

"An act to levy a special tax in the county of Claiborne—

Was read the second time.

And, thereupon,

On motion of Mr. Stockton,

The House forthwith resolved itself into a committee of the whole House on said bill.

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Pemble reported that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Pemble,

Ordered, that said report be received.

Whereupon,

Said amendments were severally read and agreed to by the House.

On motion of Mr. Sparks,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

The bill to be entitled

"An act for the relief of O. Jeffers and John Jennings"—

Was read the second time.

And thereupon,

On motion of Mr. Maury,

The House forthwith resolved itself into a committee of the whole House, on said bill.

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Smith reported that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Smith,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Stockton,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on to-morrow.

Mr. Webber called for the consideration of the bill to be entitled

"An act to divide the State of Mississippi into two Congressional Districts;" and thereupon,

The amendment made to said bill, in a committee of the whole House, was read and agreed to by the House.

Mr. Webber moved that said bill be engrossed and made the order of the day for a third reading on to-morrow.

Mr. Tucker moved that said bill be indefinitely postponed.

But before the question was taken thereon,

The House, on motion, adjourned.

Saturday, December 17th, 1831.

The hour for the House to meet having arrived, and it appearing that the Speaker was prevented attending, from indisposition,

On motion of Mr. Gordon,

Mr. Bingaman was called to the chair; and

The House proceeded to ballot for a Speaker, *pro. tem.*—

Mr. Egan and Mr. Coffee having been appointed tellers.

On counting the ballots, it appeared that

Mr. Irwin, a member from Jefferson county, had twelve votes.

Mr. Smith, a member from Amite county, had one vote.

And Mr. Bingaman, a member from Adams county, had six votes.

Whereupon,

The Chairman announced, that Mr. Irwin, the member from Jefferson, was duly elected Speaker, *pro. tem.*—who, having been conducted to the chair, addressed the House upon the subject of his appointment, and proceeded to the discharge of his duties.

And, thereupon,

The House resumed the consideration of the motion made by Mr. Tucker, a member from Lowndes county, on yesterday, to postpone, indefinitely, the bill to be entitled

“An act to divide the State of Mississippi into two Congressional Districts.

And the question thereon being taken,

It was decided in the negative.

Whereupon,

On motion of Mr. Webber,

Ordered, that said bill be engrossed, and made the order of the day for a third reading on this day.

The bill from the Senate to be entitled

“An act to exempt females from attending as witnesses in certain cases,”

Was read the third time.

And the question being put, Shall the bill pass?

It was decided in the affirmative.

Yeas, 14—Nays, 9.

The yeas and nays being called for by three members,

Those who voted in the affirmative, are

Mr. Speaker,	Mr. Gordon,
Bingaman,	Higgason,
Benson,	McDonald,
Edwards,	Pemble,
Gaines,	Stockton,
Granberry, of Copiah,	Sparks,
Gibson, of Warren,	Walton.—14.

Those who voted in the negative, are—

Mr. Coffee,	Mr. Smith,
Gwin,	Scott,
Maury,	Tucker,
McRae,	Webber,—9.
Rankin,	

Mr. Maury moved to amend the title of said bill as follows:

Strike out the word “certain,” and insert in lieu thereof the words “all civil cases.”

And the question thereon being taken,

It was decided in the negative.

Yeas, 5—Nays, 19.

The yeas and nays being called for by three members,

Those who voted in the affirmative, are

Mr. Maury,	Mr. Tucker,
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McRae,
Rankin,

Webber.—5.

Those who voted in the negative, are—

Mr. Speaker,
Bingaman,
Benson,
Conant,
Coffee,
Edwards,
Grinberry, of Copiah,
Gibson, of Warren,
Gordon,
Gwin,

Mr. Higgason.
Love,
McDonald,
Pemble,
Stockton,
Smith,
Scott,
Sparks,
Walton.—19.

Whereupon,

It was ordered that the title of the said bill be as stated, and that the clerk inform the Senate that the said bill has passed this House.

The bill from the Senate to be entitled

“An act to amend an act entitled an act to incorporate the town of Clinton, in the county of Hinds,” approved February 12th, 1830—

Was in order for a third reading.

Whereupon,

On motion of Mr. Scott,

It was ordered that said bill be *indefinitely postponed*.

A message from the Senate, by Mr. Dearing, their acting Secretary:

MR. SPEAKER:

The Senate have concurred in the resolution from this House, in relation to the election of a Judge of Probate for Yazoo county.

And then he withdrew.

In accordance with a joint resolution in relation to the election of a judge of Probate for Yazoo county, the hour of eleven o'clock, A. M., having arrived, the Senate were notified by the clerk that the House of Representatives were ready to receive them in their Hall; and thereupon,

The Senate appeared and took the seats assigned them, when the two Houses, in joint meeting, proceeded to the election of a judge of Probate or Yazoo county.

The following is the result of the vote:

For James M. Bunton.

Mr. Briscoe,
Caldwell,
Jackson,
Mr. Speaker.
Bingaman,
Benson,
Conant,
Edwards,
Gwin,
Higgason,

Mr. Kennedy,
Land,
Trotter.—*Senators*, 6.
Mr. Maury,
Pemble,
Rankin,
Smith,
Scott,
Sparks,
Tucker.

Love,

Webber.—*Representatives*, 16.

Total,

22.

*For James Brown.*Mr. Cage,
Dunbar,
Guion,Mr. Keegan,
Sterling,*Senators*, 5.Mr. Coffee,
Egan,
Gibson, of Warren,
Gordon,
Whereupon,Mr. McDonald,
McRae,
Stockton,
Walton,—*Representatives* 8.

Total, 13.

The President of the Senate announced to the two Houses, that James M. Euntou was duly elected Judge of Probate for Yazoo county.

And the Senate withdrew to their chamber.

Mr. Bingaman called for the consideration of the amendments made by the Senate to the bill to be entitled

“An act to authorize the stock-holders of the Bank of the State of Mississippi to close their affairs with as much advantage to the public, and as little inconvenience to the individual stock-holders as possible.”

And thereupon, it was

Ordered, that the House agree to the first and third amendments to said bill; and that it disagree to the second amendment thereto.

Ordered, that the clerk acquaint the Senate therewith.

The bill from the Senate to be entitled

“An act to alter and amend an act entitled an act to reduce into one the several acts concerning patrols,” passed June 26th, 1822—

Was read the third time, and passed with its title as stated.

Ordered, that the clerk acquaint the Senate therewith.

The bill from the Senate to be entitled

“An act to amend an act entitled an act to reduce into one the several acts concerning last wills and testaments, the duties of executors, administrators and guardians, the rights of orphans and other representatives of deceased persons,” passed November 26th, 1821—

Was read the third time.

And the question being put, Shall the bill pass?

It was decided in the negative.

Ordered, that the clerk inform the Senate thereof.

The bill from the Senate to be entitled

“An act to incorporate and extend the west Feliciana rail road company, within the State of Mississippi,”

Was in order for a third reading.

On motion of Mr. Gordon,

Ordered, that the order on said bill be postponed, until three o'clock, P. M. on this day.

The engrossed bills entitled, to wit:

“An act to incorporate the members of the Vicksburg Institute.”

“An act to authorize the county court of Claiborne county to compensate

John Robertson for his services in the late election of Sheriff and Coroner for said county;" and

"An act to amend the act to establish a Planters' Bank in the State of Mississippi," approved February 10th, 1830, and the act supplemental thereto, approved 16th December, 1830—

Were read the third time, and passed with their titles as stated.

Ordered, that the clerk carry said bills to the Senate, and request their concurrence therein.

The engrossed bill to be entitled

"An act to require the Executive of this State to appoint two assistant quarter master generals, and for other purposes"—

Was read the third time.

Mr. Gordon moved that the House forthwith resolve itself into a committee of the whole House on said bill.

And the question thereon being taken,

It was decided in the negative.

Mr. Gordon proposed to amend said bill by way of rider, as follows:

Amend by way of rider, by adding the following sections:

Sec. 6. Be it further enacted, That if the commanding officer of any company of the militia of the State shall neglect to attend and hold any company muster, or company court martial of his company, according to law, he shall be fined by the regimental court martial of his regiment, in a sum not less than ten dollars nor more than twenty-five dollars, in the discretion of the regimental court martial trying the same: and if any commissioned officer of such company (other than the commanding officer thereof) shall neglect to attend any such company muster, or company court martial as aforesaid, when thereto required by law, he or they so neglecting shall be fined in a sum not less than five dollars nor more than ten dollars, in the discretion of the regimental court martial trying any such officer.

Sec. 7. Be it further enacted, That every non-commissioned officer and private of any company as aforesaid who shall hereafter neglect to attend any company parade or muster required by law, shall pay a fine of two dollars, and in addition thereto a sum equal to one-eighth of his state tax, to be assessed by a company court martial of the company to which such non-commissioned officer or private belongs, to be held for that purpose; which fine so assessed shall be collected in the same way and manner as fines are now collected for the non-attendance of such non-commissioned officers and privates at regimental or battalion musters.

Which was read the first time.

Mr. Tucker moved to reject said rider.

And the question being taken thereon,

It was decided in the affirmative.

The question then recurred on the passage of said bill,

And was decided in the affirmative.

Ordered, that the title of said bill be as stated, and that the clerk carry said bill to the Senate, and request their concurrence therein.

The engrossed bills to be entitled, to wit:

"An act to repeal all laws making it the duty of the Auditor and Treasurer to prevent trespasses on the public lands;"

"An act to change an election precinct in the county of Hinds;"

"An act to amend an act entitled an act to extend legal process into that part of the State now occupied by the Chickasaw and Choctaw tribes of Indians, passed February 4th, 1829;" and

"An act to include certain lands within the corporation of the town of Raymond, in the county of Hinds;"

Were read the third time, and passed with their titles as stated.

Ordered, that the clerk carry said bills to the Senate and request their concurrence therein.

The engrossed bill to be entitled

"An act relative to the duty of the clerks of the several courts in this state respecting postage in certain cases"—

Was read the third time.

And the question being put, shall the bill pass?

It was decided in the negative.

Then the House adjourned 'till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

On motion of Mr. Benson,

It was ordered that the House reconsider the vote taken on the bill to be entitled

"An act to amend the act to establish a Planters Bank in the State of Mississippi, approved February 10th, 1830," and the act supplemental thereto, approved 16th December, 1830.

And thereupon,

On motion of Mr. Benson,

The House forthwith resolved itself into a committee of the whole House on said bill.

And after some time spent therein,

The Speaker resumed the chair; and

Mr. Granberry, of Copiah, reported that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Granberry, of Copiah,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Webber,

The rule was dispensed with, and said bill was considered as engrossed and put upon its passage—

And the question being put, Shall the bill pass?

It was decided in the affirmative.

Ordered, that the title thereof be as stated, and that the clerk carry said bill to the Senate and request their concurrence therein.

A message from the Senate, by Mr. Dearing, their secretary.

MR. SPEAKER:

I am directed to inform the House that the Senate have passed bills of the following titles, to wit:

A bill to be entitled

"An act the better to provide for the payment of expenses incurred in the prosecution of slaves for offences against the laws of this State,"

A bill to be entitled

"An act to incorporate the Natchez Fencibles."

All of which originated in the Senate:

In which bills they desire the concurrence of the House.

They have also passed bills with the following titles, to wit:

A bill to be entitled

"An act to alter and amend the charter of the corporation of the President and Trustees of the Franklin Academy, in the county of Lowndes, and for other purposes."

A bill to be entitled

"An act to incorporate the town of Brandon, in the county of Rankin," with sundry amendments.

A bill to be entitled

"An act to authorize the county court of Green county to levy a special tax, and for other purposes."

A bill to be entitled

"An act to alter the times of holding the circuit courts of Madison county," with an amendment thereto.

A bill to be entitled

"An act to authorize the county court of Madison county to levy special taxes."

A bill to be entitled

"An act to authorize the raising, by way of lottery or lotteries, a sum of money for the purpose of opening and improving the navigation of Big Black river."

They have also passed Memorials with the following titles, to wit:

"A Memorial to the Congress of the United States, in relation to the road from Rankin, in Yazoo county, to Memphis."

"A Memorial to the Congress of the United States, in relation to the bar at the mouth of the Pascagoula river."

All of which originated in the House of Representatives,

The Senate have receded from the 2nd amendment to the bill to be entitled

"An act to authorize the stockholders of the Bank of the State of Mississippi to close their affairs with as much advantage to the public, and as little inconvenience to the individual stockholders as possible."

They have also receded from their 2nd amendment to the bill to be entitled

"An act to amend an act entitled an act further to amend the several

acts concerning the jurisdiction and powers of justices of the peace in this State, and for other purposes."

And then he withdrew.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills, have on this day examined bills of the following titles, to wit:

"An act to revive and amend an act entitled an act to incorporate the town of Warrenton; passed February 7th, 1820."

"An act to incorporate the Trustees of Consolation Church, in the county of Wilkinson."

"An act to incorporate the Union Baptist Church on Society Ridge, in Hinds county."

"An act to incorporate the Meridian Springs Library Society, in Hinds county."

And "A Memorial to the Congress of the United States of America,"

And have found the same correctly enrolled.

The Speaker signed said bills.

Ordered, that the clerk carry them to the Senate, for the signature of the President thereof.

The bill from the Senate to be entitled

"An act to incorporate and extend the West Feliciana rail road company within the State of Mississippi"—

Was read the third time and passed with its title as stated.

Ordered, that the clerk acquaint the Senate therewith.

Mr. Bingaman submitted the following resolution—

Which was read, and according to the rules of the House, ordered to lie one day on the table.

Resolved, with the concurrence of the Senate, that the two Houses shall convene on Monday next, at eleven o'clock, A. M. in the Representative Chamber, for the purposes of filling such vacancies as may by that time be declared to exist.

Mr. Stockton called for the consideration of the joint resolution from the Senate, proposing the appointment of a joint committee to wait on his Excellency, the Governor, and inform him of all elections by joint ballot during the present session of the General Assembly.

On motion of Mr. Stockton,

Ordered, that the House concur in said resolution.

And thereupon,

Messrs. Stockton, Scott and Webber were appointed the committee on the part of this House.

Ordered, that the clerk acquaint the Senate therewith.

The engrossed bills entitled, to wit:

"An act to levy a special tax in the county of Claiborne;" and

"An act for the relief of O. Jeffers and John Jennings;"

Were read the third time, and passed with their titles as stated.

R

Ordered, that the clerk carry said bills to the Senate; and request their concurrence therein.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill to be entitled

"An act making certain appropriations therein named."

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Smith reported, that the committee of the whole House had had said bill under consideration, and had instructed him to report progress, and ask leave to sit again on Monday next.

On motion of Mr. Smith,

Ordered, that said report be received and agreed to.

Then the House adjourned 'till seven o'clock, P. M.

SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have on this day examined bills of the following titles, to wit:

"An act to authorize the county of Jones to levy a special tax;"

"An act to amend an act entitled an act establishing the fees of certain officers therein named;"

"An act to levy a special tax for the county of Simpson;"

"An act appointing surveyors to run and mark the dividing line between the counties of Jackson and Hancock;"

"An act to authorize the holders of covenants, bonds, bills, and promissory notes, to sue any number of the drawers in the same action;"

"An act to authorize the Justices of the County Court of Hancock county to levy special taxes, and for other purposes;"

"An act to enlarge the powers of the company for the improvement of the navigation of Homochitto river, and for other purposes;"

A resolution to dissolve the bonds of matrimony heretofore existing between Melissa Early and Jacob Early; and

A resolution to dissolve the bonds of matrimony heretofore existing between John Rogers and Nancy Rogers;

And have found the same correctly enrolled.

The Speaker signed said bills.

Ordered, that the clerk carry them to the Senate for the signature of the President thereof.

The bill from the Senate to be entitled

"An act to establish turnpike gates at Yalobusha and at Yokanookena, on the road leading from Columbus to Parker's Stand, through the Choclaw nation, commonly known by the name of the Robertson road"

Was read the second time.

And thereupon,

On motion of Mr. Pemble,

The House forthwith resolved itself into a committee of the whole House on said bill.

And after some time spent therein,

The Speaker resumed the chair, and

Mr. Maury reported that the committee of the whole House had had said bill under consideration, and had instructed him to report the same without amendment.

On motion of Mr. Maury,

Ordered, that said report be received and agreed to.

Whereupon,

On motion of Mr. Webber,

The rule was dispensed with, and said bill was read a third time and put upon its passage.

And the question being put, shall the bill pass?

It was decided in the affirmative.

Yeas 13;—Nays, 6.

The yeas and nays being called for by three members.

Those who voted in the affirmative are—

Mr. Speaker,	Mr. Rankin,
Bingaman,	Stockton,
Benson,	Sparks,
Edwards,	Tucker,
Gwin,	Walton,
Maury,	Webber.—13;
Pemble,	

Those who voted in the negative are—

Mr. Egan,	Mr. Smith;
Granberry, of Copiah,	Scott;
Gibson, of Warren,	McDonald.—6.

Ordered, that the title be as stated.

The bill from the Senate to be entitled

"An act to incorporate the members of Leak Lodge No. 17, in the town of Benton"—

Was read the second time.

On motion of Mr. Webber,

The rule was dispensed with, and said bill was read the third time and put upon its passage.

And the question being put, shall the bill pass?

It was decided in the affirmative.

Ordered, that the title thereof be as stated.

The resolution from the Senate relative to a Penitentiary—

Was read the second time.

On motion of Mr. Bingaman,

The rule was dispensed with, and said resolution was read the third time.

And the question being put, shall the resolution pass?

It was decided in the affirmative.

Ordered, that the clerk inform the Senate that the said resolution and bills from that House have passed this House.

The bill from the Senate to be entitled

"An act for the incorporation of the Woodville and Homochitto turnpike company"—

Was read the second time.

Mr. Tucker moved that said bill be committed to a committee of the whole House, and made the order of the day for Monday next.

And the question being taken thereon,

It was decided in the negative.

Mr. Webber moved a reconsideration of the vote taken on said motion.

And the question thereon being taken,

It was decided in the affirmative.

The question was then taken on Mr. Tucker's motion to commit said bill—

And was decided in the affirmative.

The bill from the Senate to be entitled

"An act to create and establish the Mississippi Cotton Company"—

Was read the second time.

On motion of Mr. Stockton,

The rule was dispensed with, and said bill was read the third time.

Mr. Smith moved that said bill lie on the table.

And the question being taken thereon,

It was decided in the negative.

The question was then taken on the passage of said bill;

And was decided in the affirmative.

Yeas, 11—Nays, 9.

The yeas and nays being called for by three members:

Those who voted in the affirmative, are—

Mr. Speaker,
Bingaman,
Coffee,
Egan,
Gibson, of Warren,
Gwin,

Mr. Maury,
Rankin,
Stockton,
Walton,
Webber.—11.

Those who voted in the negative, are

Mr. Benson,
Edwards,
Granberry, of Copiah,
McDonald.
Pemble,

Mr. Smith.
Scott,
Sparks,
Tucker.—9.

So the bill passed.

Ordered, that the title thereof be as stated.

Ordered, that the clerk inform the Senate that the said bill has passed this House.

The engrossed bill to be entitled

"An act to change an election precinct in the county of Wilkinson"

Was read the second time.

On motion of Mr. Stockton,
The rule was dispensed with, and said bill was read the third time and passed with its title as stated.

Ordered, that the clerk inform the Senate thereof and request their concurrence therein.

The engrossed bill to be entitled
"An act to divide the State of Mississippi into two congressional districts"—

Was read the third time.

And thereupon,

On motion of Mr. Webber,

The House forthwith resolved itself into a committee of the whole House on said bill.

And after some time spent therein,

The Speaker resumed the chair, and

Mr. Gibson, of Warren, reported, that the committee of the whole House had had said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. Gibson, of Warren,

Ordered, that said report be received.

Whereupon,

Said amendment was read and agreed to by the House.

On motion of Mr. Smith,

Said bill was considered as re-engrossed, read the third time and put upon its passage.

And the question being put, Shall the bill pass?

It was decided in the affirmative.

Mr. Webber moved to amend the title of said bill as follows:

Strike out all of the title of said bill after the word "act," and insert in lieu thereof the following, to wit: "to post from the election of members to the 23d Congress of the United States."

And the question thereon being taken,

It was decided in the affirmative.

Ordered, that the clerk carry said bill to the Senate, and request their concurrence therein.

The House proceeded to the consideration of the amendments made by the Senate to the bills from this House entitled, to wit:

"An act to incorporate the town of Brandon, in the county of Rankin;" and

"An act to alter the times of holding the Circuit Courts of Madison."

And thereupon,

It was ordered that the House agree to the said amendments.

Ordered, that the clerk inform the Senate thereof.

The bill from the Senate to be entitled

"An act the better to provide for the payment of expenses incurred in the prosecution of slaves for offences against the laws of this State"—

Was read the first time.

On motion of Mr. Webber,

The rule was dispensed with, and said bill was read the second time.
 On motion of Mr. Webber,
 The rule was further dispensed with, and said bill was read the third time, and put upon its passage.

And the question being put, shall the bill pass?

It was decided in the affirmative.

The bill from the Senate to be entitled

"An act to incorporate the Natchez Fencibles"—

Was read the first time.

On motion of Mr. Coffee,

The rule was dispensed with, and said bill was read the second time.

On motion of Mr. Coffee,

The rule was further dispensed with, and said bill was read the third time, and put upon its passage.

And the question being put, Shall the bill pass?

It was decided in the affirmative.

Ordered, that the title be as stated, and that the clerk inform the Senate that the said bills have passed this House.

Then the House adjourned.

Monday, December 19th, 1831.

The House met pursuant to adjournment.

Mr. McAfee, from the select committee to whom was re-committed the bill to be entitled

"An act to provide for the distribution of the Literary Fund among the several counties of this State"—

Reported, that the committee had had the said bill under consideration, had made an amendment thereto, and had instructed him to report the same as amended.

On motion of Mr. McAfee,

Ordered, that said report be received.

Whereupon,

The said amendment was read and agreed to by the House.

Mr. Egan moved that said bill be indefinitely postponed.

And the question thereon being taken,

It was decided in the negative.

Whereupon,

On motion of Mr. Webber,

It was ordered that said bill lie on the table.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills, have on this day examined bills of the following titles, to wit:

"An act to alter and amend an act entitled an act to reduce into one the several acts concerning patrols," passed June 26, 1822.

"An act to exempt females from attending as witnesses in certain cases."

"An act to amend the 14th section of an act entitled an act to reduce into one the several acts concerning last wills and testaments, the duties of executors, administrators and guardians, and the rights of orphans and other representatives of deceased persons," passed November 26th, 1821; and

"An act to incorporate the Clinton and Vicksburg Rail Road Company."

And have found the same correctly enrolled.

The Speaker signed said bills.

Ordered, that the clerk carry them to the Senate, for the signature of the President thereof.

On motion of Mr. Maury,

It was ordered, that Mr. Bradford, a member from the county of Jefferson, be excused from further attendance on the House, during the remainder of the session.

Mr. Maury moved that Mr. Green, the member from Madison county, be excused from further attendance on the House, during the remainder of the session.

And the question being taken thereon,

It was decided in the negative.

According to the order of the day, the House resolved itself into a committee of the whole House, on the bill from the Senate to be entitled

"An act for the incorporation of the Woodville and Homechitto turnpike company."

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Sparks reported, that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Sparks,

Ordered, that said report be received.

Whereupon,

The said amendments were read and agreed to by the House.

On motion of Mr. Gordon,

The rule was dispensed with, and said bill was read the third time, and put upon its passage.

And the question being put, Shall the bill pass?

It was decided in the affirmative.

Ordered, that the title of said bill be as stated, and that the clerk carry said bill to the Senate, and request their concurrence in the said amendments.

According to the order of the day, the House resumed, in committee of the whole, the bill to be entitled

"An act making certain appropriations therein named."

And, after some time spent therein,

The Speaker resumed the chair; and

Mr. Smith reported, that the committee of the whole House had *again* had said bill under consideration, had made further progress therein, and had instructed him to report the same, and ask leave to sit again on this day.

On motion of Mr. Smith,

Ordered, that said report be received and agreed to.

A message from the Senate, by Mr. Dearing, their acting Secretary:.

MR. SPEAKER:

The Senate have passed bills with the following titles, to wit:

A bill to be entitled

"An act to amend an act entitled an act to amend the several acts relative to the public revenue," passed December 16th, 1830, with amendments thereto.

A bill to be entitled

"An act to change an election precinct in the county of Hinds."

A bill to be entitled

"An act to authorize the County Court of Claiborne county to compensate John Robertson for his services in the late election of Sheriff and Coroner for said county."

A bill to be entitled

"An act to authorize George B. Crutcher to sell certain real estate."

A bill to be entitled

"An act to authorize the county court of Copiah county to compensate Duncan McRae, Assessor of taxes for said county."

A bill to be entitled

"An act for the relief of the widow and heirs of Duncan McCall, late of the county of Hancock, deceased."

A bill to be entitled

"An act to authorize the County and Probate Court of Lowndes county to levy a special tax, and for other purposes."

A bill to be entitled

"An act to increase the number of members of the County Courts of certain counties therein named," with amendments thereto.

A bill to be entitled

"An act to incorporate the Homochitto bridge and turnpike company," with amendments thereto.

All which originated in the House of Representatives.

In which amendments they desire the concurrence of this House.

The Senate have concurred in the amendment made by the House of Representatives to the bill to be entitled

"An act to incorporate the Clinton and Vicksburg Rail Road Company."

And the amendment to the bill to be entitled

"An act to exempt females from attending as witnesses in certain cases."

The Senate have passed the bill from the House of Representatives to be entitled

"An act to amend an act entitled an act to reduce into one the several

acts concerning slaves, free negroes and mulattoes," passed June 18th, 1822, with sundry amendments thereto.

In which amendments they desire the concurrence of this House.

And then he withdrew.

The House proceeded to the consideration of the said message.

And thereupon,

It was ordered that the House agree to the first, second third and fifth amendments made to the bill to be entitled

"An act to amend an act entitled an act to amend the several acts relative to the public revenue"—approved, December 16th, 1830; and that the House disagree to the fourth amendment made by the Senate to said bill.

Ordered, that the clerk acquaint the Senate therewith.

Mr. Scott moved a reconsideration of the vote taken on the said fifth amendment to the said bill.

And the question thereon being taken,

It was decided in the negative.

The amendments to the bills entitled, to wit:

"An act to increase the number of members of the county courts of certain counties therein named;" and

"An act to incorporate the Homochitto bridge and turnpike company,"

Were also agreed to by the House.

Ordered, that the clerk acquaint the Senate therewith.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have, on this day, examined bills of the following titles, to wit:

"An act to authorize the county court of Green county to levy a special tax, and for other purposes."

"An act to authorize the stock-holders of the Bank of the State of Mississippi to close their affairs with as much advantage to the public and as little inconvenience to the individual stock-holders as possible."

"An act to alter and amend the charter of the corporation of the President and Trustees of the Franklin Academy, in the county of Lowndes, and for other purposes."

"An act to authorize the county court of Madison county to levy special taxes."

"An act to authorize the raising, by way of lottery, a sum of money for the purpose of opening and improving the navigation of Big Black."

"An act to incorporate the Chittaloosa Turnpike Company."

"An act to alter the times of holding the Circuit Courts of Madison county."

A memorial to the Honorable, the Senate and House of Representatives of the United States of America, in Congress assembled.

A memorial to the Congress of the United States, in relation to the bar at the mouth of the Pascagoula river;" and

A memorial to the Congress of the United States, relative to Amos Moore, a citizen of Washington county.

And have found the same correctly enrolled.

The Speaker signed said bills.

Ordered, that the clerk carry them to the Senate for the signature of the President thereof.

Mr. Pemble, from the joint committee on enrolled bills, made the following report.

MR. SPEAKER:

The joint committee on enrolled bills, have on this day presented to his Excellency, the Governor, for his approbation and signature, bills of the following titles, to wit:

"An act to authorize the county court of Jones to levy a special tax."

"An act to amend an act entitled an act establishing the fees of certain officers therein named "

"An act to levy a special tax for the county of Simpson."

"An act appointing surveyors to run and mark the dividing line between the counties of Jackson and Hancock."

"An act to authorize the holders of covenants, bonds bills and promissory notes, to sue any number of the drawers in the same action."

"An act to authorize the justices of the county court of Hancock county to levy special taxes, and for other purposes."

"An act to enlarge the powers of the company for the improvement of the navigation of Homochitto river, and for other purposes."

"A Resolution to dissolve the bonds of matrimony heretofore existing between Melissa Early and Jacob Early."

And "A Resolution to dissolve the bonds of matrimony heretofore existing between John Rogers and Nancy Rogers."

"An act to alter and amend an act entitled an act to reduce into one the several acts concerning patrols; passed June 26, 1822."

"An act to exempt females from attending as witnesses in certain cases."

"An act to amend the 114th section of an act entitled an act to reduce into one the several acts concerning last wills and testaments, the duties of executors, administrators and guardians, and the rights of orphans and other representatives of deceased persons; passed Nov. 26, 1821."

"An act to incorporate the Clinton and Vicksburg Rail Road company."

"An act to revive and amend an act entitled an act to incorporate the town of Warrenton; passed February 7, 1820."

"An act to incorporate the Trustees of Consolation Church, in the county of Wilkinson."

"An act to incorporate the Union Baptist Church on Society Ridge, Hinds county."

"An act to incorporate the Meridian Springs Library Society, in Hinds county."

And "A Memorial to the Congress of the United States of America."

The House proceeded to the consideration of the amendments made by the Senate, to the bill to be entitled

"An act to amend an act entitled an act to reduce into one the several acts, concerning slaves, free negroes and mulattoes; passed June 18th, 1822."

And thereupon,

It was ordered that the House agree to the first and second amendment to said bill.

Mr. Gordon moved to amend the third amendment to said bill, as follows:

"And it shall be the duty of the Secretary of State immediately after the passage of this act, to make out a certified copy thereof, and cause the same to be published in five of the public newspapers in this State."

And the question thereon being taken,

It was decided in the negative.

The question was then taken on agreeing to the said third amendment, And was decided in the affirmative.

The fourth amendment to said bill was agreed to by the House.

Mr. Smith moved to postpone the fifth amendment to said bill until Saturday next.

And the question thereon being taken,

It was decided in the negative.

The question was then taken on agreeing to the said fifth amendment. And was decided in the affirmative.

Mr. Tucker moved that the sixth amendment to said bill lie on the table—

And the question thereon being taken,

It was decided in the negative.

The question was then taken on agreeing to said amendment.

And was decided in the affirmative.

Mr. Smith moved to amend the seventh amendment to said bill as follows:

"And also, it shall be the duty of the Governor, to transport all free negroes who may be banished under the provisions of this act, to the colony of Liberia, in Africa, at the expense of the county from which such free negroes may be banished."—

And the question thereon being taken,

It was decided in the negative.

The question was then taken on agreeing to the said seventh amendment,

And was decided in the affirmative.

Whereupon,

It was ordered that the House agree to the eighth and ninth amendments to said bill.

Ordered, that the clerk notify the Senate that the House have agreed to the said amendments.

A message from the Senate, by Mr. Dearing, their acting secretary.

MR. SPEAKER:

The Senate have passed the bill from the House of Representatives to be entitled

"An act to amend an act to establish a Planters Bank in the State of Mississippi—approved February 10th 1830.

And the act supplemental thereto—approved December 16th, 1830.

And the bill with amendments thereto, to be entitled

"An act to levy a special tax in the county of Claiborne, with amendments thereto.

In which amendments they desire the concurrence of this House.

And then he withdrew.

A message from the Governor, by Mr. Thomas P. Falconer, his private Secretary.

MR. SPEAKER:

I am directed by his Excellency, the Governor, to inform the House of Representatives that he did on this day approve and sign—

"An act appointing surveyors to run and mark the dividing line between the counties of Jackson and Hancock."

"An act to authorize the holders of covenants, bonds, bills and promissory notes, to sue any number of the drawers in the same action.

"An act to authorize the justices of the county court of Hancock county to levy special taxes, and for other purposes."

"An act to enlarge the powers of the company for the improvement of the navigation of Homochitto River, and for other purposes."

"An act to authorize the county court of Jones county to levy a special tax."

"An act to levy a special tax for the county of Simpson.

A Résolution to dissolve the bonds of matrimony heretofore existing between Melissa Early and Jacob Early.

A Resolution to dissolve the bonds of matrimony heretofore existing between John Rogers and Nancy Rogers.

And a Memorial to the Congress of the United States of America.

All which originated in the House of Representatives.

And then he withdrew.

Then the House adjourned 'till two o'clock, P. M.

TWO O'CLOCK, P. M.

The House met pursuant to adjournment.

A message from the Senate, by Mr. Dearing, their acting Secretary.

MR. SPEAKER:

The Senate have concurred in the amendments made by the House of Representatives to the bill to be entitled an act to incorporate and extend the West Feliciana Rail Road company, within the State of Mississippi.

And then he withdrew.

The House proceeded to the consideration of the amendments made by the Senate to the the bills entitled, to wit:

“An act to amend an act to establish a Planters Bank in the State of Mississippi—approved February 10, 1830”—

And the act supplemental thereto—approved Dec. 16, 1830.”—and,

“An act to levy a special tax in the county of Claiborne.”

And thereupon,

It was ordered that the House agree to said amendments.

Ordered, that the clerk acquaint the Senate therewith.

On motion of Mr. Webber,

It was ordered that the House reconsider the vote taken on the amendment made by the Senate to the bill to be entitled

“An act to levy a special tax in the county of Claiborne.”

And thereupon, it was ordered,

On motion of Mr. Maury,

That the House disagree to said amendment.

Ordered, that the clerk inform the Senate thereof.

The Speaker laid before the House a communication in writing from Peter Isler, State printer, containing the said Isler's account for Job printing for both Houses of the General Assembly, during its present session;

Which was read and referred to a select committee of three members—and,

Messrs. Stockton, Coffee and Smith, were appointed pursuant thereto.

The House according to order, resumed again in committee of the whole on the bill to be entitled

“An act making certain appropriations therein named”—

And after some time spent therein,

The Speaker resumed the chair—and,

Mr. Smith reported that the committee of the whole House had had said bill under consideration, had made sundry amendments thereto, and had instructed him to report the same as amended.

On motion of Mr. Smith,

Ordered, that said report be received.

Whereupon,

The first, second, third, fourth, fifth, sixth, seventh, eighth and ninth of said amendments were read and agreed to by the House.

The tenth amendment made to the said bill in committee of the whole, was disagreed to by the House.

Mr. Coffee moved a reconsideration of the vote taken on said tenth amendment—

And the question thereon being taken,

It was decided in the affirmative.

Whereupon,

Said amendment was again proposed to the House for adoption, and was again rejected.

Mr. Coffee moved to amend said bill as follows:

“For this sum allowed Robert Steca for expenses incurred in pursuing and taking John J. Andrews, a prisoner, charged with stealing the sum of eleven dollars from Martin Fortner.”

Mr. Tucker moved the following as an amendment:

"And also the sum of five hundred to the Sheriff of Lowndes county for similar services performed."

And the question thereon being taken,

It was decided in the negative.

The question then recurred on the amendments proposed by Mr. Coffee,

And was decided in the negative.

Mr. Stockton proposed the following as an amendment to said bill:

"To Peter Isler for extra printing for both Houses of the present session of the General Assembly, seven hundred dollars"—

And the question thereon being taken,

It was decided in the affirmative.

On motion of Webber,

Ordered, that said bill be engrossed and made the order of the day for a third reading on to-morrow, at nine o'clock, P. M.,

A message from the Senate, by Mr. Dearing, their acting secretary.

MR. SPEAKER:

The Senate have passed a bill to be entitled

"An act to incorporate the members of the Vicksburg Institute,"

A bill to be entitled

"An act to include certain lands within the corporation of the town of Raymond, in the county of Hinds."

A bill to be entitled

"An act to require the Executive of this State to appoint two Assistant Quartermaster Generals and for other purposes," with sundry amendments thereto.

A bill to be entitled

"An act to repeal all laws making it the duty of the Auditor and Treasurer to prevent trespasses on public lands," with an amendment thereto.

A bill to be entitled

"An act to amend an act entitled an act to extend legal process into that part of the State now occupied by the Chickasaw and Choctaw tribes of Indians; passed February 4, 1829.

In which amendments I am directed to ask the concurrence of this House.

All which originated in the House of Representatives.

And then he withdrew.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have on this day presented to his Excellency, the Governor, for his approbation and signature, bills of the following titles, to wit:

"An act to authorize the County Court of Green county to levy a special tax, and for other purposes;"

"An act to authorize the stock-holders of the Bank of the State of Mississippi to close their affairs with as much advantage to the public, and as little inconvenience to the individual stock-holders as possible;"

"An act to alter and amend the charter of the corporation of the presi-

dent and trustees of the Franklin Academy, in the county of Lowndes, and for other purposes;"

"An act to authorize the County Court of Madison county to levy special taxes;"

"An act authorizing the raising, by way of lottery, a sum of money for the purpose of opening and improving the navigation of Big Black;"

"An act to incorporate the Chittaloosa turnpike company;"

"An act to alter the times of holding the Circuit Courts of Madison county;"

A Memorial to the honorable the Senate and House of Representatives of the United States of America in Congress assembled.

A Memorial to the Congress of the United States in relation to the bar at the mouth of the Pascagoula river; and

A Memorial to the Congress of the United States, relative to Amos Moore, a citizen of Washington county.

A message from the Senate, by Mr. Dearing, their acting secretary:

MR. SPEAKER:

The Senate insist on their 4th amendment to the bill to be entitled

"An act to amend an act entitled an act to amend the several acts relative to the public revenue, approved Dec. 16th, 1830."

And then he withdrew.

Mr. Stockton made the following report:

MR. SPEAKER:

The committee to whom was referred the account of Peter Isler, for extra printing done at the present session of the General Assembly, have examined said account, but not having copies of the different articles before them, they are unable to state accurately what deductions or additions should be made to such accounts: they are, however, of the opinion, that should this Legislature deduct from the account rendered by said Isler, of \$1200, the sum of five hundred dollars, leaving him a compensation of seven hundred dollars, the said Isler will be more than amply paid for the services rendered.

On motion of Mr. Stockton,

Ordered, that said report be received and agreed to.

A message from the Senate, by Mr. Dearing, their acting secretary:

MR. SPEAKER:

The Senate insist upon their amendment to the bill to be entitled

"An act to levy a special tax for the county of Claiborne."

They have concurred in the first amendment made by the House of Representatives to the bill to be entitled

"An act for the incorporation of the Woodville and Homochitto turnpike company."

They have agreed to the second amendment to said bill, with an amendment thereto; and have disagreed to the third amendment to said bill.

They have concurred in the resolution from this House relative to the adjournment of the two Houses, *sine die*, with two amendments thereto.

In which amendments they desire the concurrence of this House.

And then he withdrew.

By leave of the House, Mr. Gibson, of Warren, introduced a bill to be entitled

"An act supplementary to an act entitled an act further to amend the acts concerning the jurisdiction and powers of Justices of the Peace in this State, and for other purposes, approved December 15th, 1830, at the present session of the General Assembly."

Which was read the first time.

On motion of Mr. Gibson, of Warren,

The rule was dispensed with, and said bill was read the second time.

On motion of Mr. Gibson, of Warren,

The rule was further dispensed with, said bill was considered as engrossed, read a third time, and put upon its passage.

And the question being put, shall the bill pass?

It was decided in the affirmative.

Ordered, that the title be as stated.

Ordered, that the clerk carry said bill to the Senate, and request their concurrence therein.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have on this day examined bills of the following titles, to wit:

"An act to incorporate the Natchez Fencibles;"

"An act the better to provide for the payment of expenses incurred in the prosecution of slaves for offences against the laws of this State;"

"An act to incorporate the officers and members of Leake Lodge, No. 17, in the town of Benton;"

"An act to incorporate the town of Brandon, in the county of Rankin, and for other purposes;"

"An act to authorize the County Court of Claiborne county to compensate John Robertson, for his services in the late election of sheriff and coroner for said county;"

"An act to change an election precinct in the county of Hinds;"

"An act to authorize the County and Probate Court of Lowndes county to levy a special tax, and for other purposes;"

"An act to authorize the County Court of Copiah county, to compensate Duncan McRae, Assessor of Taxes for said county;"

"An act for the relief of the widow and heirs of Duncan McCall, late of the county of Hancock, deceased;"

"An act to authorize George B. Crutcher to sell real estate;"

A resolution to sanction the decree of the Court of Chancery of the State of Mississippi, dissolving the bonds of matrimony heretofore subsisting between John Mayfield and Sylvia Mayfield;" and

A resolution relative to the establishment of a Penitentiary;"

And have found the same correctly enrolled.

The Speaker signed said bills.

Ordered, that the clerk carry them to the Senate, for the signature of the President thereof.

A message from the Governor, by Mr. Thomas P. Falconer, his private secretary.

MR. SPEAKER:

I am directed by his Excellency, the Governor, to inform the House of Representatives that he did, on this day, approve and sign—

"An act to authorize the County Court of Madison county to levy special taxes;"

"An act to authorize the raising, by way of lottery, a sum of money for the purpose of opening and improving the navigation of Big Black;"

"An act to incorporate the Chittaloosa turnpike company;"

"An act to alter the times of holding the Circuit Courts of Madison county;"

"An act to alter and amend the charter of the corporation of the president and trustees of the Franklin Academy, in the county of Lowndes, and for other purposes;"

"An act to authorize the County Court of Green county to levy a special tax;"

A Memorial to the honorable the Senate and House of Representatives of the United States of America, in Congress assembled;

A Memorial to the Congress of the United States, relative to Amos Moore, a citizen of Washington county;

A Memorial to the Congress of the United States, in relation to the bar at the mouth of the Pascagoula river; and

"An act to authorize the Stockholders of the Bank of the State of Mississippi to close their affairs with as much advantage to the public and as little inconvenience to the individual stockholders as possible."

All of which originated in the House of Representatives.

Then the House adjourned 'till seven o'clock, P. M.

SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment.

On motion of Mr. Sparks,

The vote taken on the order on the bill to be entitled

"An act making certain appropriations therein named," was reconsidered.

And, thereupon,

It was ordered, that said bill be engrossed, and made the order of the day for a third reading on this day at nine o'clock, P. M.

Mr. Bingaman called for the consideration of the joint resolution in relation to the filling, by joint ballot, on Monday, at 11 o'clock, A. M., such vacancies as may be ascertained to exist.

And thereupon, moved to amend the same as follows:

Strike out the word "Monday," and insert "Tuesday."

And the question thereon being taken,

It was decided in the affirmative.

The question then recurred on the adoption of said resolution as amended, and

Was decided in the affirmative.

Ordered, that the clerk acquaint the Senate therewith, and request their concurrence therein.

The House proceeded to the consideration of the amendments made by the Senate to the bill to be entitled

"An act to require the Executive of this State to appoint two assistant quarter master Generals, and for other purposes."

Whereupon,

Mr. Tucker moved to amend the first of the said amendments as follows: Strike out the word "four," and insert the word "five."

Mr. Smith moved to amend the said amendment to the amendment as follows:

"Provided, that only the assistant quarter master general who may be appointed to superintend the *depot* at Port Gibson and Woodville be authorized to receive any compensation from the Treasury."

And the question thereon being taken,

It was decided in the negative.

The question then recurred on the amendment proposed by Mr. Tucker, to the first amendment from the Senate.

And was decided in the negative.

Mr. Webber proposed to amend the said first amendment as follows:

Strike out the word "four," wherever it occurs, and insert "three."

And the question thereon being taken,

It was decided in the affirmative.

Mr. Smith proposed to amend the said first amendment as follows:

"And provided that only the assistant quarter master generals who may be appointed to superintend the *depots* at Port Gibson and Woodville, be authorized to receive any compensation from the public Treasury."

And the question thereon being taken,

It was decided in the negative.

The question was then taken on the first amendment from the Senate as amended,

And was decided in the affirmative.

The second amendment made by the Senate to the said bill, was agreed to by the House.

Mr. Webber moved to amend the third amendment to the said bill as follows:

Amend by striking out "one at the town of Monticello."

And the question thereon being taken,

It was decided in the affirmative.

The question was then taken on the said third amendment, as amended

And was decided in the affirmative.

Mr. Webber moved to amend the amendment made by the Senate to the title of said bill, as follows:

Strike out the word "four," and insert "three."

And the question thereon being taken,

It was decided in the affirmative.

The question was then taken on the amendment made by the Senate

to the title of said bill, as amended,
And was decided in the affirmative.

A message from the Senate, by Mr. Dearing, their secretary.

MR. SPEAKER:

The Senate have rejected the bill from the House of Representatives to be entitled

"An act to postpone the election of members to the twenty-third Congress of the United States."

And then he withdrew.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have, on this day, presented to his Excellency, the Governor, for his approbation and signature, bills of the following titles, to wit:

"An act to incorporate the Natchez Fencibles."

"An act the better to provide for the payment of expenses incurred in the prosecution of slaves for offences against the laws of this State."

"An act to incorporate the officers and members of Leak Lodge, No. 17, in the town of Benton."

"An act to incorporate the town of Brandon, in the county of Rankin, and for other purposes."

"An act to authorize the county court of Claiborne county to compensate John Robertson for his services in the late election of Sheriff and Coroner for said county."

"An act to change an election precinct in the county of Hinds."

"An act to authorize the County and Probate court of Lowndes county to levy a special tax, and for other purposes."

"An act to authorize the county court of Covich county to compensate Duncan McRae, assessor of Taxes for said county."

"An act for the relief of the widow and heirs of Duncan McCall, late of the county of Hancock, deceased."

"An act to authorize George B. Crutcher to sell certain real estate."

"A resolution to sanction the decree of the court of Chancery of the State of Mississippi, dissolving the bonds of matrimony heretofore subsisting between John Mayfield and Sylvia Mayfield," and

A resolution relative to the establishment of a Penitentiary.

The House resumed the consideration of the message from the Senate.

And it was thereupon ordered, that the House agree to the amendment made by the Senate to the bill to be entitled

"An act to repeal all laws making it the duty of the Auditor and Treasurer to prevent trespasses on the public lands;"

And that it recede from its disagreement to the amendment made by the Senate to the bill to be entitled

"An act to amend an act entitled an act to amend the several acts relative to the public revenue," approved December 16th, 1830.

Mr. Stockton, from the joint committee appointed to wait on his Excellency, the Governor, and inform him of the elections which have taken

place during the present session of the General Assembly—

Reported, that the committee had performed that duty, by notifying his Excellency of such vacancies as had been filled by the joint ballot of both Houses.

On motion of Mr. Stockton,

Ordered, that said report be received.

The House again resumed the consideration of the message from the Senate.

And, thereupon,

It was ordered that it recede from its disagreement to the amendment made to the bill to be entitled

“An act to levy a special tax in the county of Claiborne.”

On motion of Mr. Sparks,

The further consideration of the said message was postponed, until nine o'clock, P. M. on this day.

And thereupon,

The engrossed bill to be entitled

“An act making certain appropriations therein named”—

Was read the third time, and passed with its title as stated.

Yeas, 14—Nays, 6.

The yeas and nays being called for by three members,

Those who voted in the affirmative, are—

Mr. Speaker,

Bingaman,

Egan,

Edwards,

Granberry, of Copiah,

Granberry, of Lawrence.

Gibson, of Warren,

Mr. Gordon,

Maury,

Stockton,

Smith,

Scott,

Sparks,

Webber,——14.

Those who voted in the negative, are—

Mr. Higgason,

McDonald,

Pemble,

Mr. Rankin,

Tucker,

Walton.——6.

Ordered, that the title thereof be as stated, and that the clerk carry said bill to the Senate, and request their concurrence therein.

The House again resumed the consideration of the message from the Senate.

And thereupon,

It was ordered that the House agree to the amendment made by the Senate to the bill to be entitled

“An act for the incorporation of the Woodville and Homochitto Turnpike company;”

And that the House recede from its third amendment to said bill.

And it was also ordered that the House agree to the amendments made by the Senate to the resolution in relation to an adjournment of the two Houses, *sine die*,

And then the House adjourned.

Tuesday, December 20th, 1831.

The House met pursuant to adjournment.

The Speaker laid before the House a communication in writing from Peter Isler, State Printer, which was read and is as follows:

Jackson, Monday Evening, 19th Decr., 1831.

Before the Legislature adjourn, I beg leave most respectfully to submit a fact or two in explanation of the account submitted to them this morning, for the job printing. In the Spring past, after I had discharged the last claim, (\$500) for the materials purchased from Mr. Grissam, to expedite the public work, beside others that I had purchased for the same purpose, previously, I found my funds exhausted. Under these circumstances, I was constrained to go in debt for the articles of subsistence—to purchase a shelter for myself and family—and, at an expense of nearly \$500, to erect an office purely for the accommodation of the public, and conformably to the law, according to my view of the subject, by which I was to be guided. These buildings and property I consider as altogether belonging to the public, or State. Therefore, calculating this property at what I am bound to pay for it, (\$800,) would have left a balance in my favor for the job printing, of \$400—out of which I should have had to pay \$300 for journeymen's wages, up to the end of the session, leaving a balance of \$100 to pay for paper, ink, wear and use of materials, and many other incidental expenses, to which I would not draw the attention of the Honorable Assembly. When I submitted my account, I hoped and expected *this* view of the matter would have been taken. As an evidence that I consider the tenements which I occupy, and the office which I have erected, as belonging to the State, and for which I contemplated to pay out of the proceeds of the job work, I will merely further assure the Legislature, that had either of my competitors succeeded me in the public patronage, I should, most unequivocally, have yielded to them the premises as public property.

I have deemed this explanation, hastily drawn, as due to my own feelings.

Most respectfully,

PETER ISLER.

The Hon., the Speaker of the House of Representatives.

On motion of Mr. McDonald,

Ordered, that said communication lie on the table.

A message from the Governor, by Mr. Thomas P. Falconer, his private secretary:

MR. SPEAKER:

I am directed by his Excellency, the Governor, to inform the House of Representatives, that he did, on yesterday, approve and sign

“An act to authorize George B. Crutcher to sell certain real estate.”

“An act for the relief of the widow and heirs of Duncan McCall, late of the county of Hancock, deceased.”

“An act to authorize the county court of Copiah county to compensate Duncan McRae, assessor of taxes for said county.”

"An act to authorize the County and Probate court of Lowndes county to levy a special tax, and for other purposes."

"An act to change an election precinct in the county of Hinds."

"An act to authorize the county court of Claiborne county to compensate John Robertson for his services in the late election of Sheriff and Coroner for said county."

"An act to incorporate the town of Brandon, in the county of Rankin, and for other purposes;" and

"An act to incorporate the Chittaloosa Turnpike Company."

All of which originated in the House of Representatives.

And then he withdrew.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have, this day, examined bills with the following titles, to wit:

"An act to amend the act to establish a Planters' Bank in the State of Mississippi, approved February the 10th, 1830, and the act supplemental thereto, approved 16th December. 1830."

"An act to increase the number of members of the County and Probate Courts of certain counties therein named."

"An act to incorporate the Homochitto bridge and turnpike company."

And have found the same correctly enrolled.

The Speaker signed the bills.

Ordered, that the clerk carry them to the Senate, for the signature of the President thereof.

Mr. Stockton, by leave of the House, introduced a bill to be entitled "An act to establish an election precinct in the county of Claiborne."

Which was read the first time.

On motion of Mr. Stockton,

The rule was dispensed with, and said bill was read the second time.

On motion of Mr. Stockton,

The rule was further dispensed with, said bill considered as engrossed, read a third time, and put upon its passage.

And the question being put, shall the bill pass?

It was decided in the affirmative.

Ordered, that the title thereof be as stated, and that the clerk carry said bill to the Senate and request their concurrence therein.

Mr. Higgason, by leave of the House, introduced a bill to be entitled

"An act to authorize and require the payment of certain fines to Joel White, of the county of Monroe."

Which was read the first time.

Mr. Tucker moved to reject said bill.

And the question thereon being taken.

It was decided in the negative.

Mr. Higgason moved that the rule be dispensed with, and that said bill be read the second time forthwith.

And the question thereon being taken,

It was decided in the negative.

A message from the Senate, by Mr. Dearing, their acting-secretary :

MR. SPEAKER:

The Senate have concurred in the 1st, 2nd and 3rd amendments made by the House of Representatives to the amendments made by the Senate to the bill to be entitled

"An act to require the Executive of this State to appoint two assistant quarter master generals, and for other purposes."

They have passed a bill from the House of Representatives to be entitled

"An act to establish an election precinct in the county of Claiborne."

The Senate have passed a bill to be entitled

"An act to amend an act entitled an act to erect a town on the sixteenth section, in township ten, of range three, west of the basis meridian, in the county of Yazoo," approved February 12th, 1830.

In which bill I am instructed to ask the concurrence of this House.

And then he withdrew.

On motion of Mr. Sparks.

The House proceeded to the consideration of the said bill from the Senate—

Which was thereupon read the first time.

On motion of Mr. Sparks,

The rule was dispensed with, and said bill was read the second time.

Mr. Sparks moved that the rule be further dispensed with, and that said bill be read the third time, forthwith, and put upon its passage.

And the question thereon being taken,

It was decided in the negative.

On motion of Mr. Gordon,

The vote taken on the bill to be entitled

"An act to authorize and require the payment of certain fines to Joel White, of the county of Monroe" was reconsidered—

And thereupon,

On motion of Mr. Higgason,

The rule was dispensed with, and said bill was read the second time.

Mr. Higgason moved that the rule be further dispensed with, said bill be considered as engrossed, read a third time, forthwith, and put upon its passage.

Mr. Tucker moved that the House forthwith resolve itself into a committee of the whole House on said bill.

And the question thereon being taken,

It was decided in the negative.

The question was then taken on the motion made by M. Higgason,

And was decided in the negative.

On motion of Mr. Maury,

The vote taken on the bill from the Senate to be entitled

"An act to amend an act entitled an act to erect a town on the sixteenth section, in township ten, of range three, west of the basis meridian, in the county of Yazoo," approved February 12th, 1830, was reconsidered.

And thereupon,

On motion of Mr. Sparks,

The rule was dispensed with, and said bill was read the third time and put upon its passage.

And the question being put, shall said bill pass?

It was decided in the affirmative.

Ordered, that the title thereof be as stated, and that the clerk notify the Senate that the said bill has passed this House.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have, on this day, presented to his Excellency, the Governor, for his approbation and signature, bills of the following titles, to wit:

"An act to amend the act to establish a Planters' Bank in the State of Mississippi, approved, February the 10th, 1830, and the act supplemental thereto, approved 16th December, 1830."

"An act to increase the number of members of the County and Probate Courts of certain counties therein named."

"An act to incorporate the Homochitto bridge and turnpike company."

A message from the Governor, by Mr. Thomas P. Falconer, his private Secretary.

MR. SPEAKER:

I am directed by his Excellency, the Governor, to inform the House of Representatives, that he did on this day approve and sign—

"An act to amend the act to establish a Planters Bank in the State of Mississippi—approved February 10, 1830."

"And the act supplemental thereto—approved 16th December, 1830."

"An act to increase the number of members of the county and probate courts of certain counties therein named."

"An act to incorporate the Homochitto bridge and Turnpike company."

All which originated in the House of Representatives.

And then he withdrew.

Mr. Pemble, from the committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have on this day examined bills of the following titles, to wit:

"An act to amend an act entitled an act further to amend the acts concerning the jurisdiction and powers of justices of the peace in this State, and for other purposes—approved December 15th, 1830."

"An act to include certain lands within the corporation of the town of Raymond, in the county of Hinds."

"An act to repeal the laws making it the duty of the Auditor and Treasurer to prevent trespasses on the public lands."

"An act to amend an act entitled an act to extend legal process into that part of the State now occupied by the Chickasaw and Choctaw tribes of Indians."—passed February 4, 1829.

And have found the same correctly enrolled.

The Speaker signed the bills.

Ordered, that the clerk carry them to the Senate for the signature of the President thereof.

Mr. Pemble, from the same committee, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills, have on this day presented to His Excellency, the Governor, for his approbation and signature bills of the following titles, to wit:

"An act to amend an act entitled an act further to amend acts concerning the jurisdiction and powers of justices of the peace in this State, and for other purposes"—approved December 15th, 1830.

"An act to include certain lands within the corporation of the town of Raymond, in the county of Hinds."

"An act to repeal the laws making it the duty of the Auditor and Treasurer to prevent trespasses on public lands."

And "an act to amend an act entitled an act to extend legal process into that part of the State now occupied by the Chickasaw and Choctaw tribes of Indians;" passed February 4th, 1829.

Then the House adjourned 'till half past 4 o'clock, P. M.

HALF PAST FOUR O'CLOCK, P. M.

The House met pursuant to adjournment.

A message from the Senate, by Mr. Dearing, their secretary.

MR. SPEAKER:

The Senate have passed the bills from the House of Representatives to be entitled "an act supplementary to an act entitled an act to amend an act entitled an act further to amend the acts concerning the jurisdiction and powers of justices of the peace in this State, and for other purposes"—approved December 15th, 1830; passed at the present session of the General Assembly.

They have adopted the Resolution from the House of Representatives, in relation to the filling such vacancies as may be ascertained to exist, with an amendment thereto, in which amendment they desire the concurrence of the House Representatives.

They have also passed the bill from the House of Representatives to be entitled

"An act for the relief of O. Jeffers and John Jennings."

And then he withdrew.

On motion of Mr. Claiborne,

Ordered, that the House agree to the amendments made by the Senate, to the Resolution in relation to the filling such vacancies as may be ascertained to exist.

Ordered, that the clerk acquaint the Senate therewith.

Mr. Edwards, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills, have this day examined bills of the following titles, to wit:

"An act to establish turnpike gates at Yalobusha and at Yokanookena, on the road leading from Columbus to Parker's stand, through the Chectaw nation, commonly known by the name of the Robinson road."

"An act to create and establish the Mississippi cotton company."

"An act to extend and incorporate the West Feliciana Rail Road company, of the State of Louisiana, within the State of Mississippi."

And have found them correctly enrolled:

The Speaker signed the bills.

Ordered, that the clerk carry them to the Senate for the signature of the President thereof.

In accordance with the joint resolution of the two Houses, in relation to the election of certain officers therein named; the hour of five o'clock, P. M. having arrived, the Senate were notified by the clerk, that the House of Representatives were ready to receive them in their Hall—and

Thereupon,

The Senate appeared and took the seats assigned them; when the two Houses in joint meeting proceeded to the election of

Two Associate Justices for the county of Adams.

Two Associate Justices for the county of Jefferson.

Two Associate Justices for the county of Warren.

And two Associate Justices for the county of Washington.

On counting the votes it appeared that the following persons had a unanimous vote for the offices for which they are severally named, to wit:

Pierce Noland and James Wood, Associate Justices for Jefferson county.

William Mills and Russel Smith, Associate Justices for Warren county.

William W. Blanton and Hartwell Cocke, Associate Justices for Washington county—and,

William Stanton and John R. Holmes, Associate Justices for Adams county.

Whereupon,

The President of the Senate announced the above named persons as duly elected to the offices for which they are severally named.

And then the Senate retired to their chamber.

A message from the Senate, by Mr. Dearing, their acting secretary.

MR. SPEAKER:

The Senate have passed the bill from the House of Representatives to be entitled

"An act making certain appropriations therein named," with sundry amendments thereto.

In which amendments I am directed to ask the concurrence of the House of Representatives.

And then he withdrew.

A message from the Governor, by Mr. Thomas P. Falconer, his private Secretary.

MR. SPEAKER:

I am directed by his Excellency, the Governor, to inform the House of Representatives that he did on this day approve and sign—

"An act to amend an act entitled an act to extend legal process into that part of the State now occupied by the Chickasaw and Choctaw tribes of Indians;" passed February 4th, 1829.

An act to repeal all laws making it the duty of the Auditor and Treasurer to prevent trespasses on public lands."

"An act to include certain lands within the corporation of the town of Raymond, in the county of Hinds"—and

"An act to amend an act entitled an act further to amend the acts concerning the jurisdiction and powers of justices of the peace in this State, and for other purposes"—approved December 15th, 1830.

All which originated in the House of Representatives.

And then he withdrew.

The House proceeded to the consideration of the amendments made by the Senate, to the bill to be entitled

"An act making certain appropriations therein named"—

And thereupon,

Ordered, that it agree to the amendments made by the Senate to said bill.

Ordered, that the clerk acquaint the Senate therewith.

Mr. Pemble, from the joint committee on enrolled bills made the following report:

MR. SPEAKER:

The joint committee on enrolled bills, have on this day presented to his Excellency, the Governor, for his approbation and signature, bills of the following titles, to wit:

"An act to establish turnpike gates at Yalobusha and at Yokanookena, on the road leading from Columbus to Parker's stand, through the Choctaw nation, commonly known by the name of the Robinson road."

"An act to create and establish the Mississippi cotton company."

"And an act to extend and incorporate the West Feliciana Rail Road company, of the State of Louisiana, within the State of Mississippi."

Then the House adjourned 'till 7 o'clock, P. M.

SEVEN O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Tucker called for the consideration of the bill to be entitled.

"An act to provide for the distribution of the Literary Fund among the several counties in this State.

And the question thereon being taken,

It was decided in the negative.

Mr. Pemble, from the joint committee on enrolled bills made the following report:

MR. SPEAKER:

The joint committee on enrolled bills, have on this day examined bills of the following titles, to wit:

"An act to require the Executive of this State to appoint three Assistant Quartermaster Generals; and for other purposes."

"An act to amend an act entitled an act to reduce into one the several acts, concerning slaves, free negroes and mulattoes; passed June 18th, 1822."

"An act to incorporate the members of the Vicksburg Institute."

"An act to amend an act entitled an act to establish a town on the sixteenth section, in township ten, of range three, West of the Basis Meridian, in the county of Yazoo—approved February 12, 1830."

"An act to levy a special tax in the county of Claiborne."

"An act for the relief of O. Jeffers and John Jennings."

"And an act to establish an election precinct in the county of Claiborne."

And have found the same correctly enrolled.

The Speaker signed the bills.

Ordered, that the clerk carry them to the Senate for the signature of the President thereof.

On motion of Mr. Webber,

Resolved, *unanimously*, that the thanks of this House be respectfully tendered to the honorable M. F. Degraffenried, for the able, impartial, and prompt manner in which he has performed the duties of the chair during the present session.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have on this day presented to his Excellency, the Governor, for his approbation and signature, bills of the following titles, to wit:

"An act to require the Executive of this State to appoint three assistant Quarter Masters General, and for other purposes;"

"An act to amend an act entitled an act to reduce into one the several acts concerning slaves, free negroes and mulattoes, passed June 18th, 1822;"

"An act to incorporate the members of the Vicksburg Institute;"

"An act to amend an act entitled an act to establish a town on the sixteenth section, in township ten, of range three, west of the basis meridian, in the county of Yazoo—approved February 12th, 1830;"

"An act to levy a special tax in the county of Claiborne;"

"An act for the relief of O. Jeffers and John Jennings;" and

"An act to establish an election precinct in the county of Claiborne."

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have on this day examined bills of the following titles, to wit:

"An act to amend an act entitled an act to amend the several acts relative to the public revenue, approved December 16th, 1830;"

"An act supplementary to an act entitled an act to amend an act entitled an act further to amend the acts concerning the jurisdiction and powers of Justices of the Peace in this State, and for other purposes, approved December 15th, 1830, passed at the present session of the General Assembly;" and

"An act making certain appropriations therein named."

And have found the same correctly enrolled.

The Speaker signed said bills.

Ordered, that the clerk carry them to the Senate for the signature of the President thereof.

Mr. Webber submitted the following resolution—

Which was read:

Resolved, with the concurrence of the Senate, that a joint committee of three members from this House be appointed to act with such committee as may be appointed on the part of the Senate, to wait on his Excellency, the Governor, and inform him that the General Assembly have finished the business before them, and are now ready to adjourn, *sine die*, unless he has further communications to make.

On motion of Mr. Webber,

The rule was dispensed with, and said resolution was read the second time and adopted.

Whereupon,

Messrs. Webber, Bingaman and Love were appointed.

Ordered, that the clerk inform the Senate thereof, and request their concurrence therein.

A message from the Governor, by Mr. Thomas P. Falconer, his private secretary.

MR. SPEAKER:

I am directed by his Excellency, the Governor, to inform the House of Representatives that he did on this day approve and sign:

"An act to establish an election precinct in the county of Claiborne;"

"An act to amend an act entitled an act to reduce into one the several acts concerning slaves, free negroes, and mulattoes, passed June 18th, 1822;"

"An act to require the Executive of this State to appoint three assistant Quarter Masters General, and for other purposes;"

"An act to incorporate the members of the Vicksburg Institute;"

"An act for the relief of O. Jeffers and John Jennings;" and

"An act to levy a special tax in the county of Claiborne."

All which originated in the House of Representatives.

And then he withdrew.

On motion of Mr. Conant,

Resolved, unanimously, that the thanks of this House be respectfully tendered to the honorable John L. Irwin, for the able and impartial manner in which he has performed the duties of the chair during the time he has presided over this body the present session.

Mr. Pemble, from the joint committee on enrolled bills, made the following report:

MR. SPEAKER:

The joint committee on enrolled bills have this day presented to his Excellency, the Governor, for his approbation and signature, bills of the following titles, to wit:

"An act to amend an act entitled an act to amend the several acts relative to the public revenue, approved December 16th, 1830;"

"An act supplementary to an act entitled an act to amend an act entitled an act further to amend the acts concerning the jurisdiction and powers of Justices of the Peace in this State, and for other purposes, approved December 16th, 1830, passed at the present session of the General Assembly;" and

"An act making certain appropriations therein named."

The honorable M. F. DeGraffenried, Speaker of the House, being absent from indisposition, and being informed of the resolution of this House with regard to the manner in which the duties of the chair had been discharged, sent the following address, in writing, to the House.

Which was read by Mr. Maury, a member from Claiborne.

I am persuaded you will believe me, when I declare that I am deeply affected by your generous approbation. And when I reflect by whom this partiality has been expressed, embracing so much of character, of private virtue and public worth, I want language to convey to your bosoms the emotions which agitate my own. Next to the consciousness of having in all things honestly endeavoured to discharge, with fidelity and impartiality, the delicate and difficult duties of the station which your partiality assigned me, is your unanimous approbation of that course. Not is the sensibility of this distinguished mark of your kindness the less lively because of my conviction that it is unmerited.

However far, gentlemen, I may think I have fallen short of satisfying the claims and expectations of this House, in the discharge of my general duties, yet, as far as uprightness of intention, and purity of motives have been concerned, the duties of the chair have been executed with scrupulous impartiality, and a single view to the public interest. It would embitter my recollection of the past, if, in the exercise of my discretion, I had done injustice to any one, or had wilfully omitted to do what my duty to the public enjoined.

An exact equality of benefit and responsibility cannot be expected from legislative enactments: From position, or some other cause, a part will derive greater advantages than others. To limit the boundaries of legislation, which shall affect in the same degree the interest of all parts of the community, would destroy the legislative power. There can be no restriction to the constitutional powers of this legislature, but that which is imposed by an enlightened discretion, exercised on a full view of the interest of the whole State. The corrective against a law which is partially or generally oppressive, will be found in the force of public sentiment, and in the exercise of the elective franchise. Let us hope, however, gentle-

men, that our acts may advance the interest, and meet the approbation of our constituents.

Permit me here, gentlemen, to detain you one moment, on a subject of great and vital importance to the community, of which we are the representatives. The people have declared, in their majesty, that the organic laws of the State need revision; and we, in compliance with their will, have fixed on the second Monday of September next, for the assembling of the Convention.

That the constitution which that body may submit to us will give to this co-ordinate branch of the General Assembly an improved organization—that its power of supervision and amendment will be beneficially improved—that their labours may contribute to the advancement of the public weal, and the perpetuation of our free institutions—that the House of Representatives which may be constituted, may emulate this body in manly dignity, in parliamentary decorum and order, in unyielding firmness in support of the rights of the citizen; and, above all, in guarding with sleepless vigilance its own constitutional powers.—These, gentlemen, are my most devout wishes.

I trust, gentlemen, you will believe me when I assure you, that it adds sensibility to my regret at separation, to announce to you, that this is probably the last time (at least for a while) I shall have the honor of deliberating with you within these walls. But never can I forget that it was here I spent some of the most pleasant moments of my life; here I enjoyed the advantages of legislative and political instruction; and, above all, that here I contracted those indissoluble ties of personal friendships, which no time can obliterate.

Whilst yielding to these impressions, suffer me again to offer you my cordial thanks for your kindness, and to assure you that I shall ever cherish a recollection of your favourable approbation, with a gratification, limited only by the conviction that you place too high an estimate upon my feeble endeavours.

You carry with you, individually, my best feelings, and my unfeigned wishes for your future happiness and prosperity. May you soon rejoin your families and friends. I bid you, gentlemen, an affectionate adieu.

The Speaker *pro tem.* the honorable John L. Irwin, then rose, and verbally addressed the House, in response to the resolution which had been adopted in regard to the manner in which he had performed the duties of the chair.

A message from the Senate, by Mr. Dearing, their acting secretary.

MR. SPEAKER:

The Senate has concurred in the resolution from the House of Representatives, appointing a committee to wait on his Excellency, the Governor, and inform him that the General Assembly have finished the business before them, and have appointed on their part Messrs. Dunbar and Kennedy.

And then he withdrew.

A message from the Governor, by Mr. Thomas P. Falconer, his private secretary.

MR. SPEAKER:

I am directed by his Excellency, the Governor, to inform the House Representatives that he did on this day approve and sign:

"An act supplementary to an act entitled an act to amend an act further to amend the several acts concerning the jurisdiction and powers of Justices of the Peace in this State, and for other purposes, approved December 15th, 1830, passed at the present session of this General Assembly;"

"An act to amend an act entitled an act to amend the several acts relative to the public revenue, approved December 16th, 1830;" and

"An act making certain appropriations therein named."

All which originated in the House of Representatives.

And then he withdrew.

Mr. Webber, from the joint committee appointed to wait on his Excellency, the Governor, and inform him that the two Houses, having gone through the business before them, are ready to adjourn *sine die*, unless his Excellency has farther communication to make to them, reported that the committee had performed that service, and had received for answer that his Excellency has no further communications to make to the General Assembly.

The journal of the day being read—

Mr. Webber moved that the House adjourn, *sine die*.

And the question thereon being taken,

It was decided in the affirmative.

Whereupon,

The Speaker pro tem. adjourned the House, *sine die*.

JOHN H. MALLORY, Clerk.